

**AGENDA OF A REGULAR MEETING - NATIONAL CITY CITY COUNCIL/
COMMUNITY DEVELOPMENT COMMISSION – HOUSING AUTHORITY OF
THE CITY OF NATIONAL CITY**



**COUNCIL CHAMBERS
CIVIC CENTER
1243 NATIONAL CITY BOULEVARD
NATIONAL CITY, CALIFORNIA
TUESDAY, JANUARY 16, 2018 – 6:00 PM**

RON MORRISON
Mayor

ALBERT MENDIVIL
Vice Mayor

JERRY CANO
Councilmember

MONA RIOS
Councilmember

ALEJANDRA SOTELO-SOLIS
Councilmember

ORDER OF BUSINESS: Public sessions of all Regular Meetings of the City Council / Community Development Commission - Housing Authority (hereafter referred to as Elected Body) begin at 6:00 p.m. on the first and third Tuesday of each month. Public Hearings begin at 6:00 p.m. unless otherwise noted. Closed Sessions begin at 5:00 p.m. or such other time as noted. If a workshop is scheduled, the subject and time of the workshop will appear on the agenda. The Mayor and Council members also sit as the Chairperson and Members of the Board of the Community Development Commission (CDC).

REPORTS: All open session agenda items and reports as well as all documents and writings distributed to the Elected Body less than 72 hours prior to the meeting, are available for review at the entry to the Council Chambers. Regular Meetings of the Elected Body are webcast and archived on the City's website www.nationalcityca.gov.

PUBLIC COMMENTS: Prior to the Business portion of the agenda, the Elected Body will receive public comments regarding any matters within the jurisdiction of the City and/or the Community Development Commission. Members of the public may also address any item on the agenda at the time the item is considered by the Elected Body. Persons who wish to address the Elected Body are requested to fill out a "Request to Speak" form available at the entrance to the City Council Chambers, and turn in the completed form to the City Clerk. The Mayor or Chairperson will separately call for testimony of those persons who have turned in a "Request to Speak" form. If you wish to speak, please step to the podium at the appropriate time and state your name and address (optional) for the record. The time limit established for public testimony is three minutes per speaker unless a different time limit is announced. Speakers are encouraged to be brief. The Mayor or Chairperson may limit the length of comments due to the number of persons wishing to speak or if comments become repetitious or irrelevant.

*1243 National City Blvd.
National City
619-336-4240*

*Meeting agendas and
minutes available on web*

WWW.NATIONALCITYCA.GOV

WRITTEN AGENDA: With limited exceptions, the Elected Body may take action only upon items appearing on the written agenda. Items not appearing on the agenda must be brought back on a subsequent agenda unless they are of a demonstrated emergency or urgent nature, and the need to take action on such items arose after the agenda was posted.

CONSENT CALENDAR: Consent calendar items involve matters which are of a routine or noncontroversial nature. All consent items are adopted by approval of a single motion by the City Council. Prior to such approval, any item may be removed from the consent portion of

the agenda and separately considered upon request of a Councilmember, a staff member, or a member of the public.

Upon request, this agenda can be made available in appropriate alternative formats to persons with a disability in compliance with the Americans with Disabilities Act. Please contact the City Clerk's Office at (619) 336-4228 to request a disability-related modification or accommodation. Notification 24-hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Spanish audio interpretation is provided during Elected Body Meetings. Audio headphones are available in the lobby at the beginning of the meeting.

Audio interpretación en español se proporciona durante sesiones del Consejo Municipal. Los audífonos están disponibles en el pasillo al principio de la junta.

Spanish to English interpretation services are available to members of the public who wish to speak to the City Council during the meeting. "Request to Speak" forms requesting interpretation must be filed within the first two hours of the meeting.

Español a los servicios de interpretación Inglés de audio está disponibles para los miembros del público que desean hablar con el Ayuntamiento durante del Consejo Municipal. "Solicitud para hablar de" formas solicitud de interpretación deben ser presentadas dentro de las dos primeras horas del Consejo Municipal.

COUNCIL REQUESTS THAT ALL CELL PHONES AND PAGERS BE TURNED OFF DURING CITY COUNCIL MEETINGS.

OPEN TO THE PUBLIC

A. CITY COUNCIL

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE TO THE FLAG

PUBLIC COMMENTS (THREE-MINUTE TIME LIMIT)

PROCLAMATIONS

AWARDS AND RECOGNITIONS

PRESENTATIONS

INTERVIEWS / APPOINTMENTS

1. [Interviews and Appointments: Various \(City Clerk\)](#)

CONSENT CALENDAR

2. [Motion of the City Council of the City of National City approving the waiving of the reading of the text of the Ordinances considered at this meeting and providing that such Ordinances shall be introduced and/or adopted after a reading of the title only. \(City Clerk\)](#)
3. [Resolution of the City Council of the City of National City approving and authorizing the issuance of a written report pertaining to a moratorium ordinance prohibiting the issuance of massage technician permits or licenses for a period of 10 months and 15 days, and prohibiting new massage establishments from locating within National City for a period of 10 months and 15 days. \(City Attorney\)](#)
4. [Temporary Use Permit – Circus Vargas event sponsored by Circus Vargas from February 8, 2018 to February 19, 2018 at the Westfield Plaza Bonita Mall with no waiver of fees. \(Neighborhood Services\)](#)
5. [Approval of the Minutes of the Regular Meetings of the City Council and Community Development Commission - Housing Authority of the City of National City of August 15, 2017, September 5, 2017, and September 19, 2017 and Special Meeting of the City Council of the City of National City of September 19, 2017. \(City Clerk\)](#)

- 6.
7. [Warrant Register #21 for the period of 11/15/17 through 11/21/17 in the amount of \\$1,895,364.90. \(Finance\)](#)
8. [Warrant Register #22 for the period of 11/22/17 through 11/28/17 in the amount of \\$317,125.23. \(Finance\)](#)
9. [Warrant Register #23 for the period of 11/29/17 through 12/05/17 in the amount of \\$1,895,364.90. \(Finance\)](#)
10. [Resolution of the City Council of the City of National City accepting and authorizing the Mayor to sign an Encroachment Permit Agreement with KD 31ST, LLC, to construct five bio-filtration planters within public right-of-way for the future Mariner's Landing Apartment Building located on East 31st Street \(APN 562-252-09 thru 562-252-12\). \(Engineering/Public Works\)](#)

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS

NON CONSENT RESOLUTIONS

11. [Resolution of the City Council of the City of National City authorizing the amendment of City Council Policy # 802, "City Support for Special Events, Activities, Programs and Services," to require documentation, including receipts, for allowable incurred expenses related to a special event, program, service, or activity receiving funding support from the City.](#)

NEW BUSINESS

12. [Scheduling of City Council workshops related to the discussion and preparation of the City of National City's annual budget for Fiscal Year 2019.](#)
13. [Negotiation of a Master License to locate "small cell" wireless facilities on City-owned utility poles. \(Engineering/Public Works\)](#)

B. COMMUNITY DEVELOPMENT COMMISSION - HOUSING AUTHORITY

CONSENT RESOLUTIONS - HOUSING AUTHORITY

PUBLIC HEARINGS: RESOLUTIONS - HOUSING AUTHORITY

NON CONSENT RESOLUTIONS - HOUSING AUTHORITY

NEW BUSINESS - HOUSING AUTHORITY

C. REPORTS

STAFF REPORTS

MAYOR AND CITY COUNCIL

CLOSED SESSION REPORT

ADJOURNMENT

Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City - Tuesday - February 6, 2018 - 6:00 p.m. - Council Chambers - National City, California.

The following page(s) contain the backup material for Agenda Item: Interviews and Appointments: Various (City Clerk)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: January 16, 2018

AGENDA ITEM NO. |

ITEM TITLE:

Interviews and Appointments: Various (City Clerk)

PREPARED BY: Michael R. Dalla |

DEPARTMENT: City Clerk

PHONE: 619-336-4226 |

APPROVED BY:  |

EXPLANATION:

See attached

FINANCIAL STATEMENT:

APPROVED: _____ Finance

ACCOUNT NO. |

APPROVED: _____ MIS

ENVIRONMENTAL REVIEW:

ORDINANCE: INTRODUCTION: ☐ FINAL ADOPTION: ☐

STAFF RECOMMENDATION:

Interview and appoint as desired.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

Explanation
Applications |

BOARDS & COMMISSIONS – CURRENT VACANCIES AND EXPIRED TERMS

January 16, 2018

COMMUNITY AND POLICE RELATIONS COMMISSION - CPRC (Appointing Authority: Mayor subject to confirmation by City Council)

There is one unexpired term on the CPRC. There are two (2) new applicants (**Rogelio Espinoza** and **Zachary Francisco Gomez**).

<u>Name</u>	<u>Interviewed</u>
Rogelio Espinoza	No
Zachary Francisco Gomez	No

PARKS, RECREATION & SENIOR CITIZENS ADVISORY BOARD (PRSCAB) (Appointing Authority: Mayor subject to confirmation by City Council)

There is one (1) vacancy (**Grier**) and one expired term (**Rodriguez**) expired on the PRSCAB. **Jose Rodriguez** has expressed a desire to not be re-appointed. There are two (2) new applicants (**Espinoza** and **Gomez**).

<u>Name</u>	<u>Interviewed</u>
Rogelio Espinoza	No
Zachary Francisco Gomez	No

PUBLIC ART COMMITTEE (Appointing Authority: Mayor subject to confirmation by City Council)

There is one expired term (**Claudia Torres**) on the Public Art Committee. There are no new applicants.

TRAFFIC SAFETY COMMITTEE (Appointing Authority: Mayor subject to confirmation by City Council)

There is one (1) vacancy (**Barajas**) on the Traffic Safety Committee and one (1) new applicant (**Zachary Francisco Gomez**).

<u>Name</u>	<u>Interviewed</u>
Zachary Francisco Gomez	No

VETERANS AND MILITARY FAMILIES ADVISORY COMMITTEE (Appointing Authority: Mayor subject to confirmation by City Council)

There are four (4) unfilled positions on the Veterans and Military Families Advisory Committee. There are six (6) applicants.

<u>Name</u>	<u>Interviewed</u>
Jesse Miguel Aguilar-Perez	No
Bert Andrade	Yes
Harold Aranda	Yes
Victor Barajas	Yes
Mike Judd	Yes
Vilavanh Sanginthirath	Yes

CITY OF NATIONAL CITY

APPLICATION FOR APPOINTMENT
TO CITY BOARDS, COMMISSIONS, AND COMMITTEES

<input checked="" type="checkbox"/> Community & Police Relations Commission* (CPRC)	<input checked="" type="checkbox"/> Civil Service Committee
<input type="checkbox"/> Library Board of Trustees	<input type="checkbox"/> Planning Commission
<input checked="" type="checkbox"/> Parks, Recreation & Senior Citizens Advisory Board	<input type="checkbox"/> Public Art Committee*
<input type="checkbox"/> Veterans & Military Families Advisory Committee*	<input type="checkbox"/> Traffic Safety Committee

- > Applicants must be residents of the City of National City except for those marked by an * and all applicants must be U.S. Citizens.

> Applicants for the Community and Police Relations Commission must pass a criminal background check prior to appointment.

Name: Rogelio Espinoza E-Mail: Rogelio.Espinozajr@gmail.com

Home Address: 1005 Paradise Drive National City, CA 91950 Tel. No.: (619) 788 - 7899

Business Affiliation: _____ Title: _____

Business Address: _____ Tel. No.: _____

Length of Residence in National City: 4 Years San Diego County: 27 Years California: 27 Years

Educational Background: B.A International Security & Conflict Resolution - San Diego State University

Occupational Experience: 4+ years in social services and nonprofit programs

Professional or Technical Organization Memberships: _____

Civic or Community Experience, Membership, or Previous Public Service Appointments: _____

Board Member - Wesley Student House Resident

National President - Nu Alpha Kappa Fraternity, inc.

Experience or Special Knowledge Pertaining to Area of Interest: I have experience in collaborating and working with various organizations and non profits to provide services to county residents. In addition, my experience as an executive board member and leadership positions have provide me the experience in dealing and finding solutions to complex issues that affect members of the community _

Have you ever been convicted of a felony crime? No: X Yes:___ misdemeanor crime? No: X Yes:___
If any convictions were expunged disclosure is not required. Convictions are not necessarily disqualifying. Please feel free to provide an explanation or information regarding yes answers to the above two questions.

Date: 10/26/17 Signature: R. Espinoza

Please feel free to provide additional information or letters of endorsement.

Return completed form to: Office of the City Clerk, 1243 National City Blvd., National City, CA 91950

Thank you for your interest in serving the City of National City.

Supplemental Application:
National City Community and Police Relations Commission

The National City Community and Police Relations Commission serves as an independent, unbiased and impartial office that is readily available to the public. It is an organization for the improvement of police and community relations and the facilitation of disputes whenever possible. It provides a forum for citizens to voice their concerns, comment about police conduct, practices and policies and improves communication between citizens and the National City Police Department

The National City Community and Police Relations Commission is empowered to receive and review complaints regarding National City Police Department Personnel for alleged misconduct, and to recommend appropriate changes of Police Department policies and procedures toward the goals of safeguarding the rights of persons and promoting higher standards of competency, efficiency and justice in the provision of community policing services.

Applicants must be completely forthright and truthful during the application process. Applicants may be disqualified in the background process as a result of dishonesty and/or purposely omitting information regarding one's criminal history. Given the complexity of this Commission and its duties, it is necessary to pass a criminal background check prior to appointment by City Council and/or swearing in as Commissioner. The Human Resources department will contact you to schedule the criminal background process when, and if appropriate. It is important to note that you fill out this application completely and honestly to the best of your abilities. Failure to disclose your criminal history may result in disqualification. If a conviction has been expunged disclosure is not required.

Have you ever been convicted of a felony crime: **No:** ☒ **Yes:** ☐

Have you been convicted of a misdemeanor: **No:** ☒ **Yes:** ☐

If any convictions were expunged disclosure is not required.

Please feel free to provide an explanation or information regarding yes answers to the above two questions.

There may be circumstances that could disqualify an applicant from the background process beyond the listed crimes below. Each incident is evaluated in terms of the circumstances and facts surrounding its occurrence and its degree of relevance to the position.

Disqualifying criteria for Community and Police Relations Commissioner:

** See attached table

CITY OF NATIONAL CITY

APPLICATION FOR APPOINTMENT TO CITY BOARDS, COMMISSIONS, AND COMMITTEES

- | | |
|--|--|
| <input checked="" type="checkbox"/> Community & Police Relations Commission* (CPRC) | <input checked="" type="checkbox"/> Civil Service Committee |
| <input type="checkbox"/> Library Board of Trustees | <input checked="" type="checkbox"/> Planning Commission |
| <input checked="" type="checkbox"/> Parks, Recreation & Senior Citizens Advisory Board | <input type="checkbox"/> Public Art Committee* |
| <input type="checkbox"/> Veterans & Military Families Advisory Committee* | <input checked="" type="checkbox"/> Traffic Safety Committee |

- Applicants must be residents of the City of National City except for those marked by an * and all applicants must be U.S. Citizens.
- Applicants for the Community and Police Relations Commission must pass a criminal background check prior to appointment.

Name: Zachary Francisco Gomez E-Mail: zachary5gomez@gmail.com

Home Address: 429 E Ave National City, CA 91950 Tel. No.: (619) 942-9512

Business Affiliation: Clever Talks [501(c)(3)] Title: Director of Development / Exec. Dir.

Business Address: 600 B street, San Diego CA 92101 U.S. Tel. No.: (619) 218-4882

Length of Residence in National City: 8 years San Diego County: 23 yrs California: 23 yrs

Educational Background: High School Diploma. Currently pursuing BA in Business Admin: Marketing & BA in Political Science.

Occupational Experience: KFC (Highland, June 2010-June 2011), Sportclips marketing (2011-2013), Sportclips Marketing mgr. (2013-2016), Sportclips Marketing Director (2016-present), Clever Talks (Mkt. Mgr. 2016-Present)

Professional or Technical Organization Memberships: ~~None~~ Director of Development 2016-Present

Civic or Community Experience, Membership, or Previous Public Service Appointments: Director of Andrea Associated Student Body, Inter-Club Council Representative at Southwestern CC. & Director of Dev at Clever T.

Experience or Special Knowledge Pertaining to Area of Interest: Participating in official meetings. Voting on & Allocating to budgets. Planning & organizing a team. Developing a nonprofit organization.

Have you ever been convicted of a felony crime? No: ☒ Yes: ☐ misdemeanor crime? No: ☒ Yes: ☐ If any convictions were expunged disclosure is not required. Convictions are not necessarily disqualifying. Please feel free to provide an explanation or information regarding yes answers to the above two questions.

Date: December 13, 2017

Signature: Zachary J. Gomez

Please feel free to provide additional information or letters of endorsement.

Return completed form to: Office of the City Clerk, 1243 National City Blvd., National City, CA 91950

Thank you for your interest in serving the City of National City.

Supplemental Application:
National City Community and Police Relations Commission

The National City Community and Police Relations Commission serves as an independent, unbiased and impartial office that is readily available to the public. It is an organization for the improvement of police and community relations and the facilitation of disputes whenever possible. It provides a forum for citizens to voice their concerns, comment about police conduct, practices and policies and improves communication between citizens and the National City Police Department

The National City Community and Police Relations Commission is empowered to receive and review complaints regarding National City Police Department Personnel for alleged misconduct, and to recommend appropriate changes of Police Department policies and procedures toward the goals of safeguarding the rights of persons and promoting higher standards of competency, efficiency and justice in the provision of community policing services.

Applicants must be completely forthright and truthful during the application process. Applicants may be disqualified in the background process as a result of dishonesty and/or purposely omitting information regarding one's criminal history. Given the complexity of this Commission and its duties, it is necessary to pass a criminal background check prior to appointment by City Council and/or swearing in as Commissioner. The Human Resources department will contact you to schedule the criminal background process when, and if appropriate. It is important to note that you fill out this application completely and honestly to the best of your abilities. Failure to disclose your criminal history may result in disqualification. If a conviction has been expunged disclosure is not required.

Have you ever been convicted of a felony crime: No: ☒ Yes: ☐

Have you been convicted of a misdemeanor: No: ☒ Yes: ☐

If any convictions were expunged disclosure is not required.

Please feel free to provide an explanation or information regarding yes answers to the above two questions.

There may be circumstances that could disqualify an applicant from the background process beyond the listed crimes below. Each incident is evaluated in terms of the circumstances and facts surrounding its occurrence and its degree of relevance to the position.

Disqualifying criteria for Community and Police Relations Commissioner:

** See attached table

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CITY OF NATIONAL CITY

APPLICATION FOR APPOINTMENT
TO CITY BOARDS, COMMISSIONS, AND COMMITTEES

<input type="checkbox"/> Community & Police Relations Commission* (CPRC)	<input type="checkbox"/> Civil Service Committee
<input type="checkbox"/> Library Board of Trustees	<input type="checkbox"/> Planning Commission
<input type="checkbox"/> Parks, Recreation & Senior Citizens Advisory Board	<input type="checkbox"/> Public Art Committee*
<input checked="" type="checkbox"/> Veterans & Military Families Advisory Committee*	<input type="checkbox"/> Traffic Safety Committee

Note: Applicants must be residents of the City of National City except for those marked by an *

Applicants for the Community and Police Relations Commission must pass a criminal background check prior to appointment.

Name: Jesse Miguel Aguilar-Perez E-Mail: jaguilarperez1@gmail.com

Home Address: 1224 Earle Drive National City, CA 91950 Tel. No.: (619)245-7737

Business Affiliation: _____ Title: _____

Business Address: _____ Tel. No.: _____

Length of Residence in National City: 28yrs San Diego County: 30yrs California: 30yrs

Educational Background: Associates in Social Science, Aviation Safety, Avionics

Occupational Experience: Electrical Equipment Repairer for Aircraft; Aviation Electrician; Avionics.

Professional or Technical Organization Memberships: American Legion Post 0255 Federal Workers Union.

Civic or Community Experience, Membership, or Previous Public Service Appointments:

Experience or Special Knowledge Pertaining to Area of Interest:

Sergeant in the United States Marine Corps (5 years)

Have you ever been convicted of a felony crime? No: ☒ Yes: _____ misdemeanor crime? No: ☒ Yes: _____
If any convictions were expunged disclosure is not required. Convictions are not necessarily disqualifying. Please feel free to provide an explanation or information regarding yes answers to the above two questions.

N/A

Date: 11/20/17 Signature: [Signature]

Please feel free to provide additional information or letters of endorsement.

Please return completed form to: Office of the City Clerk
1243 National City Blvd., National City, CA 91950

Thank you for your interest in serving the City of National City.

BOARDS, COMMISSIONS & COMMITTEES

Meeting Times and Locations

CIVIL SERVICE COMMISSION

Second Thursday of every other month
5:30 p.m. – City Hall Large Conference Room

COMMUNITY AND POLICE RELATIONS COMMISSION

Third Thursday of February, May, August & November
6:00 p.m. – City Council Chambers

LIBRARY BOARD OF TRUSTEES

Second Wednesday of every month
4:30 p.m. – National City Public Library

PARKS, RECREATION & SENIOR CITIZENS ADVISORY BOARD

Third Thursday of every month
4:00 p.m. – City Hall Large Conference Room

PLANNING COMMISSION

First and Third Monday of every month
6:00 p.m. – City Council Chambers

PUBLIC ART COMMITTEE

Fourth Tuesday of January, April, July, October
3:00 p.m. – City Hall Large Conference Room

TRAFFIC SAFETY COMMITTEE

Second Wednesday of every month
2:00 p.m. – City Hall Large Conference Room

VETERANS & MILITARY FAMILIES ADVISORY COMMITTEE

Quarterly
Dates, time and location to be determined

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CITY OF NATIONAL CITY

APPLICATION FOR APPOINTMENT TO CITY BOARDS, COMMISSIONS, AND COMMITTEES

- | | |
|--|---|
| <input type="checkbox"/> Community & Police Relations Commission* (CPRC) | <input type="checkbox"/> Civil Service Committee |
| <input type="checkbox"/> Library Board of Trustees | <input type="checkbox"/> Planning Commission |
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| <input checked="" type="checkbox"/> Veterans & Military Families Advisory Committee* | <input type="checkbox"/> Traffic Safety Committee |

- Applicants must be residents of the City of National City except for those marked by an * and all applicants must be U.S. Citizens.
- Applicants for the Community and Police Relations Commission must pass a criminal background check prior to appointment.

Name: Roberto J. Andrade E-Mail: None

Home Address: 1609 CASA PL Tel. No.: 619-773-2317
FIL-AM VETERAN

Business Affiliation: American Legion Title: President

Business Address: _____ Tel. No.: _____

Length of Residence in National City: 49 yrs San Diego County: 49 yrs California: 49 yrs

Educational Background: B.A. Business Mgmt

Occupational Experience: U.S.N. 26 yrs Ret. S.D. School District 5 yrs
U.S. Aircraft, North Island 16 yrs

Professional or Technical Organization Memberships: None

Civic or Community Experience, Membership, or Previous Public Service Appointments:

Experience or Special Knowledge Pertaining to Area of Interest: Natl City Various Board Mbr
Veterans (Amer. Legion, Fleet Reserve Assn.)

Have you ever been convicted of a felony crime? No: ☒ Yes: _____ misdemeanor crime? No: ☒ Yes: _____
 If any convictions were expunged disclosure is not required. Convictions are not necessarily disqualifying. Please feel free to provide an explanation or information regarding yes answers to the above two questions.

Date: 8-24-17

Signature: Roberto J. Andrade

Please feel free to provide additional information or letters of endorsement.

Return completed form to: Office of the City Clerk, 1243 National City Blvd., National City, CA 91950

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Quarterly
Dates, time and location to be determined

CITY OF NATIONAL CITY

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TO CITY BOARDS, COMMISSIONS, AND COMMITTEES

- | | |
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| <input checked="" type="checkbox"/> Veterans & Military Families Advisory Committee* | <input type="checkbox"/> Traffic Safety Committee |

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- Applicants for the Community and Police Relations Commission must pass a criminal background check prior to appointment.

Name: Harold A. Aranda E-Mail: Tool-Playerx@yahoo

Home Address: 1535 E. Plaza Blvd. #416 Tel. No.: 619-480-7652

Business Affiliation: NONE Title: _____

Business Address: NONE Tel. No.: _____

Length of Residence in National City: 75 yrs San Diego County: 75 yrs California: 75 yrs

Educational Background: High School Grad Some College
Trade Schools

Occupational Experience: Volunteer with G.D. Burn 8 years
on Panels & Committees in Natl City

Professional or Technical Organization Memberships: Project Literacy, S.D. Burn

Civic or Community Experience, Membership, or Previous Public Service Appointments:

Committees in Natl City Panel - Sec 8 - Traffic -

Experience or Special Knowledge Pertaining to Area of Interest: Sec 8 Board

Have you ever been convicted of a felony crime? No Yes:___ misdemeanor crime? No:___ Yes:___
If any convictions were expunged disclosure is not required. Convictions are not necessarily disqualifying. Please feel free to provide an explanation or information regarding yes answers to the above two questions.

Date: 11-9-17

Signature: Harold Aranda

Please feel free to provide additional information or letters of endorsement.

Return completed form to: Office of the City Clerk, 1243 National City Blvd., National City, CA 91950

Thank you for your interest in serving the City of National City.

BOARDS, COMMISSIONS & COMMITTEES

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VETERANS & MILITARY FAMILIES ADVISORY COMMITTEE

Quarterly
Dates, time and location to be determined

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APPLICATION FOR APPOINTMENT
TO CITY BOARDS, COMMISSIONS, AND COMMITTEES

- | | |
|--|---|
| <input type="checkbox"/> Community & Police Relations Commission* (CPRC) | <input type="checkbox"/> Civil Service Committee |
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| <input type="checkbox"/> Parks, Recreation & Senior Citizens Advisory Board | <input type="checkbox"/> Public Art Committee* |
| <input checked="" type="checkbox"/> Veterans & Military Families Advisory Committee* | <input type="checkbox"/> Traffic Safety Committee |

Note: Applicants must be residents of the City of National City except for those marked by an *

Applicants for the Community and Police Relations Commission must pass a criminal background check prior to appointment.

Name: Victor E. Barajas E-Mail: VictorEBarajas@yahoo.com

Home Address: 615 Harrison Ave. NC Tel. No.: 619-730-9883

Business Affiliation: _____ Title: _____

Business Address: _____ Tel. No.: _____

Length of Residence in National City: 10 yrs. San Diego County: 10 yrs California: 10 yrs.

Educational Background: Bachelor of Science in Management.
Senior Professional in Human Resources (SPHR) Certification.

Occupational Experience: Mediation, Conflict Resolution, Investigations,
Recruiting, Point of Entry assistance.

Professional or Technical Organization Memberships: San Diego Society for
Human Resources Management. Employer Support of the Guard and Reserve (ESG)

Civic or Community Experience, Membership, or Previous Public Service Appointments:
Community Police Relations Commission; CERT; ESGR; SDEAC.

Experience or Special Knowledge Pertaining to Area of Interest:

Over 10 years of experience working with Military Families and Service Members

Have you ever been convicted of a felony crime? No ☒ Yes: _____ misdemeanor crime? No: ☒ Yes: _____
If any convictions were expunged disclosure is not required. Convictions are not necessarily disqualifying. Please feel free to provide an explanation or information regarding yes answers to the above two questions.

Date: 5/1/17

Signature: _____

Please feel free to provide additional information or letters of endorsement.

Please return completed form to: Office of the City Clerk
1243 National City Blvd., National City, CA 92105

Thank you for your interest in serving the City of National City.

BOARDS, COMMISSIONS & COMMITTEES

Meeting Times and Locations

CIVIL SERVICE COMMISSION

Second Thursday of every other month
5:30 p.m. – City Hall Large Conference Room

COMMUNITY AND POLICE RELATIONS COMMISSION

Third Thursday of February, May, August & November
6:00 p.m. – City Council Chambers

LIBRARY BOARD OF TRUSTEES

Second Wednesday of every month
4:30 p.m. – National City Public Library

PARKS, RECREATION & SENIOR CITIZENS ADVISORY BOARD

Third Thursday of every month
4:00 p.m. – City Hall Large Conference Room

PLANNING COMMISSION

First and Third Monday of every month
6:00 p.m. – City Council Chambers

PUBLIC ART COMMITTEE

Fourth Tuesday of January, April, July, October
3:00 p.m. – City Hall Large Conference Room

TRAFFIC SAFETY COMMITTEE

Second Wednesday of every month
2:00 p.m. – City Hall Large Conference Room

VETERANS & MILITARY FAMILIES ADVISORY COMMITTEE

Quarterly
Dates, time and location to be determined

RECEIVED
CITY CLERK

2017 NOV -9 P 4:29

CITY OF NATIONAL CITY

CITY OF NATIONAL CITY

APPLICATION FOR APPOINTMENT
TO CITY BOARDS, COMMISSIONS, AND COMMITTEES

<input type="checkbox"/> Community & Police Relations Commission* (CPRC)	<input type="checkbox"/> Civil Service Committee
<input type="checkbox"/> Library Board of Trustees	<input type="checkbox"/> Planning Commission
<input type="checkbox"/> Parks, Recreation & Senior Citizens Advisory Board	<input type="checkbox"/> Public Art Committee*
<input checked="" type="checkbox"/> Veterans & Military Families Advisory Committee*	<input type="checkbox"/> Traffic Safety Committee

Note: Applicants must be residents of the City of National City except for those marked by an *

Applicants for the Community and Police Relations Commission must pass a criminal background check prior to appointment.

Name: Mike Judd E-Mail: Mike.Judd@vvsd.net

Home Address: 625 N. Cuyamaca St, El Cajon, CA 92020 Tel. No.: 6195699971

Business Affiliation: Veterans Village of San Diego Title: SSVF Program Supervisor

Business Address: 4141 Pacific Highway, San Diego, CA 92110 Tel. No.: 6199612165, ext. 4697

Length of Residence in National City: 0 San Diego County: 29 Years California: 29 years

Educational Background: BS in Psychology (Pending)

Occupational Experience: US Army: 5 years, California National Guard: 4.5 Years, Veterans Village of San Diego: 8.5 years

Professional or Technical Organization Memberships: Veterans and Family Forum (Current)

Civic or Community Experience, Membership, or Previous Public Service Appointments: Chair of Veteran Transition Workgroup for San Diego Veterans Coalition (2010)

Experience or Special Knowledge Pertaining to Area of Interest: Last 8.5 years with VVSD working with the VA, DOD, Police Departments, Community Partners, and San Diego Mayor's office as well as Reps from Duncan Hunter and Scott Peters office - All for Veteran or Military issues.

Have you ever been convicted of a Felony crime? No Misdemeanor crime? No
If any convictions were expunged disclosure is not required. Convictions are not necessarily disqualifying. Please feel free to provide an explanation or information regarding yes answers to the above two questions.

Date: 2014

Signature: [Signature]

Please feel free to provide additional information or letters of endorsement.

Please return completed form to: Office of the City Clerk

Mike Dalla

From: Esther Clemente
Sent: Thursday, April 20, 2017 11:51 AM
To: Mike Dalla
Subject: FW: Veterans and Military Families Advisory Committee Application
Attachments: VMFAC Application - MJudd.pdf

From: Mike Judd [mailto:mike.judd@vvsd.net]
Sent: Thursday, April 20, 2017 11:08 AM
To: Clerk <Clerk@nationalcityca.gov>
Subject: Veterans and Military Families Advisory Committee Application

Good Morning, Mr. Dalla!

My name is Mike Judd and I've been a San Diego County Resident for the majority of my life. I caught wind of the City Manager's suggestion to begin an advisory committee for the City Council of National City that would discuss and handle Veteran and Military issues. I'm interested in taking part in this advisory committee as not only a combat veteran myself, but also as a provider of Veteran services in San Diego County. I've spent the last 8.5 years working at Veterans Village of San Diego with veterans of all eras by providing peer support, resources and referrals, and am now a Program Supervisor for a multimillion dollar grant that provides financial assistance to homeless veterans. As you are probably aware, Veterans Village of San Diego has been around for over 30 years and while it still maintains a heavy focus on in-patient treatment for substance abuse and mental health, it also maintains three rapid rehousing grant's providing almost \$1.5 million annually in temporary financial assistance to homeless veterans. I began my work at VVSD and spent 4 years doing so, working solely with Iraq and Afghanistan veterans who were having trouble returning to civilian life after their time at war. I took part in the creation and growth of the very first veteran specific helpline, Courage to Call, which is now run by 2-1-1. I've worked with and have been a part of the San Diego Veterans Coalition and sit on the advisory board for Veterans and Family Forum (VetFam) and would love to provide my knowledge and experience to the National City attempt at tackling Veteran and Military issues. Thank you for your consideration.

If you have any questions, comments, or concerns, I can be reach at the contact information below.

Mike Judd
Program Supervisor
Supportive Services for Veteran Families (SSVF) – Priority 1
Veterans Village of San Diego
Cellphone: 619.569.9971
Office: 619.961.2165 Ext: 4697
Fax: 619.961.2167
www.vvsd.net

CITY OF NATIONAL CITY

APPLICATION FOR APPOINTMENT
TO CITY BOARDS, COMMISSIONS, AND COMMITTEES

- | | |
|--|---|
| <input type="checkbox"/> Community & Police Relations Commission* (CPRC) | <input type="checkbox"/> Civil Service Committee |
| <input type="checkbox"/> Library Board of Trustees | <input type="checkbox"/> Planning Commission |
| <input type="checkbox"/> Parks, Recreation & Senior Citizens Advisory Board | <input type="checkbox"/> Public Art Committee* |
| <input checked="" type="checkbox"/> Veterans & Military Families Advisory Committee* | <input type="checkbox"/> Traffic Safety Committee |

- Applicants must be residents of the City of National City except for those marked by an * and all applicants must be U.S. Citizens.
- Applicants for the Community and Police Relations Commission must pass a criminal background check prior to appointment.

Name: VILAVANH SANGINTHIRATH

E-Mail: VILAVANH@LIVE.COM

Home Address: 1013 E 18TH STREET NATIONAL CITY, CA 91950

Tel. No.: (858) 568-2326

Business Affiliation: SAN DIEGO INNOVATIONS & POWERHOUSE BUSINESS SOLUTIONS

Title: FOUNDER & CEO

Business Address: 9285 DOWDY DR. SUITE 205. SAN DIEGO, CA 92131

Tel. No.: (619) 434-2860

Length of Residence in National City: 32 YEARS San Diego County: 32 YEARS California: 32 YEARS

Educational Background: SAN DIEGO STATE UNIVERSITY, BUSINESS MANAGEMENT WITH AN EMPHASIS IN MARKETING. SAN DIEGO MESA COLLEGE, ASSOCIATES IN BUSINESS ADMINISTRATION. SAN DIEGO STATE UNIVERSITY, CERTIFICATE OF MANAGEMENT & LEADERSHIP

Occupational Experience: PLEASE SEE ATTACHMENT FOR OVERVIEW OF PROFESSIONAL EXPERIENCE

Professional or Technical Organization Memberships: MEMBER OF ASIAN BUSINESS ASSOCIATION. MEMBER OF CALIFORNIA DIVERSITY COUNCIL. MEMBER OF SAN DIEGO NON-PROFIT ASSOCIATION. SPEAKER AT MANY HIGH PROFILED CONFERENCES, EVENTS, AND YOUTH EMPOWERMENT OPPORTUNITIES.

Civic or Community Experience, Membership, or Previous Public Service Appointments: BOARD OF DIRECTOR, GIRLS IN TECH SAN DIEGO. BOARD OF DIRECTORS, BREAK THE SILENCE AGAINST DOMESTIC VIOLENCE. BOARD ADVISOR, GERSON INSTITUTE. EXECUTIVE TEAM MEMBER, MAINSTREET ALLIANCE SAN DIEGO.

Experience or Special Knowledge Pertaining to Area of Interest: I HAVE MANY FAMILY MEMBERS AND CLOSE FRIENDS IN THE MILITARY, I UNDERSTAND THE COMPLEXITIES AND STRUGGLES OF LIVING THE MILITARY LIFESTYLE THAN MOST CIVILIANS. THE GREATEST PART IS THROUGH MY PROFESSIONAL BACKGROUND AND EXPERIENCES OF BEING AN ENTREPRENEUR AND WORKING WITH SMALL BUSINESSES, I'VE BEEN FORTUNATE

ENOUGH TO HELPED OVER 5 MILITARY INDIVIDUALS TRANSITIONING OUT OF THE FORCE TO START THEIR BUSINESS AND BUILD A GREAT FUTURE FOR THEIR FAMILIES. I'M CURRENTLY WORKING ON MY NEWEST INITIATIVE CALLED SAN DIEGO INNOVATIONS, AND ONE OF THE FOCUS IS WORKING WITH THE WORKFORCE PARTNERSHIP TO PROVIDE A PIPELINE FOR MILITARY PERSONNELS THROUGHOUT SAN DIEGO. I'M IN DISCUSSIONS WITH COUNTY OF SUPERIOR COURT AND SECOND CHANCE TO PROVIDING A PROGRAM FOR MILITARY VETERANS TO GETTING THE MENTAL HEALTH, AND TRAINING NEEDED TO GET BACK ON THEIR FEET. FROM A PERSONAL STANDPOINT, I CAN SYMPATHIZE WITH THE STRUGGLES AND HEARTBREAK THAT COME WITH LOSING A LOVED SOLIDER AT WAR WITH THE LOSS OF MY COUSIN AND A COUPLE CLOSE FRIENDS, I'M A SINGLE MOTHER AND I'VE ALSO HELPED OVER 20 MILITARY PARENTS (SINGLE OR NOT) BY PROVIDING THEM RESOURCES AND OUTLETS THROUGH MY BLOG, MEET UP GROUPS, AND NETWORK OPPORTUNITITES TO GET THE SUPPORT NEEDED. I STARTED A SOCIAL GROUP CALLED MEMOIRS OF SINGLE PARENTS IN 2013, OVER 100 PARENTS IN THE GROUP ARE MILITARY MEMBERS AND HAVE REACHED OUT TO ME FROM ALL AREAS IN THE NATION TO THANK ME FOR MY SUPPORT AND AN AREA TO LET OUT THE PAIN AND STRUGGLES AS A PARENT. IN 2005, I MOVED TO GERMANY FOR ONE YEAR TO BE A COUNSELOR FOR MILITARY CHILDREN WHERE I STAYED ON THE ARMY BASE AND HELPED KIDS FROM AGES 6 MONTHS TO 17 YEARS OF AGE. I COACHED AND TAUGHT BASKETBALL, CONDUCTED EDUCATIONAL ACTIVITIES, BECAME AN OUTLET FOR CONSULTATION SO THE KIDS CAN RELATE AND HELP GUIDE THEM THROUGH DIFFICULT CHANGES. I BECAME GREAT FRIENDS WITH MANY OF THE PARENTS, COUNSELORS, AND TEACHERS TO THIS DAY.

Have you ever been convicted of a felony crime? No: ☒ Yes: ☐ misdemeanor crime? No: ☒ Yes: ☐
If any convictions were expunged disclosure is not required. Convictions are not necessarily disqualifying. Please feel free to provide an explanation or information regarding yes answers to the above two questions.

Date: 8/14/17

Signature: 

Please feel free to provide additional information or letters of endorsement.

Return completed form to: Office of the City Clerk, 1243 National City Blvd., National City, CA 91950

Thank you for your interest in serving the City of National City.

Vilavanh Sanginthirath

Innovative strategist and forward thinking team leader with a proven track record for identifying opportunities, present a bold vision, and building successful teams from the ground up

Corporate | Nonprofit | Small Business
Board Member | Community Leader

(858) 568-2326

vilavanh@live.com

San Diego, CA

ENTJ

PROFESSIONAL EXPERIENCE

April 2017 - Present

San Diego, CA

Chief Executive Officer

Powerhouse Business Solutions

Achievements

Developed and launched overall strategy, financial plans, pricing structure, legal contracts and business plan
Build partnerships with local businesses, chambers, and community to drive economic growth and impact



January 2017 - June 2017

San Diego, CA

Co-Managing Director & Director of Marketing Girls in Tech, San Diego

Achievements

Built infrastructure of organization including programs, marketing plans, strategic partnerships, executive team
Advocated and spoke during events, media appearances
Launched with over 550 registrants, and a 70% attrition



June 2016 - May 2017

San Diego, CA

Director of Marketing Gerson Institute

Achievements

Developed new infrastructure, workflow and processes for all departments: marketing, sales, production
Launched Gerson Cookbook generating over \$200K
Conducted systems & process, saving over \$50K



November 2014 - May 2016

San Diego, CA

Marketing Manager | Canada HD Supply, Inc.

Achievements

Generated over \$8MM and contributed 16% in co. sales
Exceeded forecast and hit a record \$50MM in revenue
Lead new market strategy & website, drove 16% growth



April 2014 - November 2014

San Diego, CA

CRM Marketing Campaign Manager Petco Animal Supplies, Inc.

Achievements

Managed F&F Campaign, generate \$3.4MM in 2 days
Support campaigns for loyalty, ecommerce, merchandise



AREAS OF EXPERTISE

Years of Experience

6 8 10

Leadership

Strategic Planning

Budgeting Finance

Market Expansion

Change Management

Team Building

Systems Integration

Strategic Partners

E-Commerce Mgmt.

Operation Workflow

Data Analysis

Community Curator

INVOLVEMENT & ACHIEVEMENTS

- SD Magazine - Woman of the Year 2017 Nominee
- Intern - Councilmember A. Sotelo-Solis
- Board of Director - Break the Silence Against I
- Board Advisor - Gerson Institute
- Advocate - Veterans & Military Family Meet U
- Speaker - U.S. News STEM Solutions Conferenc
- Executive Team - Women of Main Street Allian
- Member - Asian Business Association
- Member - American Marketing Association
- Member - California Diversity Council
- Member - San Diego Non-Profit Association
- Speaker - Break the Silence Community Outrei

EDUCATION

- San Diego State University
Business Management - emphasis in Marketing
- San Diego State University
Certificate in Management & Leadership

The following page(s) contain the backup material for Agenda Item: Motion of the City Council of the City of National City approving the waiving of the reading of the text of the Ordinances considered at this meeting and providing that such Ordinances shall be introduced and/or adopted after a reading of the title only. (City Clerk)

Item # ____

01/16/18

**MOTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL
CITY APPROVING THE WAIVING OF THE READING OF THE
TEXT OF THE ORDINANCES CONSIDERED AT THIS MEETING
AND PROVIDING THAT SUCH ORDINANCES SHALL BE
INTRODUCED AND/OR ADOPTED AFTER A READING
OF THE TITLE ONLY.**

(City Clerk)

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City approving and authorizing the issuance of a written report pertaining to a moratorium ordinance prohibiting the issuance of massage technician permits or licenses for a period of 10 months and 1

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: January 16, 2018

AGENDA ITEM NO. |

ITEM TITLE: Resolution of the City Council of the City of National City approving and authorizing the issuance of a written report pertaining to a moratorium ordinance prohibiting the issuance of massage technician permits or licenses for a period of 10 months and 15 days, and prohibiting new massage establishments from locating within National City for a period of 10 months and 15 days.

PREPARED BY: Nicole Pedone

DEPARTMENT: City Attorney

PHONE: Ext. 4221

APPROVED BY: 

EXPLANATION:

Please see attached staff report.

FINANCIAL STATEMENT:

APPROVED: _____ Finance

ACCOUNT NO. |

APPROVED: _____ MIS

N/A

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: **INTRODUCTION:** ☐ **FINAL ADOPTION:** ☐

STAFF RECOMMENDATION:

Adopt resolution and authorize the issuance of report.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

Proposed Resolution
Exhibit "A": Report (Government Code Section 65858(d))



Office of the City Attorney

STAFF REPORT

SUBJECT: Resolution of the City Council of the City of National City approving and authorizing the issuance of a written report pertaining to a moratorium ordinance prohibiting the issuance of massage technician permits or licenses for a period of 10 months and 15 days, and prohibiting new massage establishments from locating within National City for a period of 10 months and 15 days.

On March 7, 2017, the City Council enacted interim Ordinance No. 2017-2433 as an urgency ordinance, to take effect immediately, imposing a 45-day moratorium prohibiting the issuance of massage technician permits or licenses, and prohibiting new massage establishments from locating within the City. On April 4, 2017, the City Council adopted Resolution No. 2017-43 approving and authorizing issuance of a written report pertaining to a moratorium ordinance prohibiting the issuance of massage technician permits or licenses and prohibiting new massage establishments from locating within the City. On April 18, 2017, the City Council enacted Ordinance No. 2017-2435 as an urgency ordinance, to take effect immediately, extending the moratorium prohibiting the issuance of massage technician permits or licenses and prohibiting new massage establishments from locating within the City of National City for 10 months and 15 days. The moratorium will expire on March 5, 2018, unless extended. Section 65858(d) of the Government Code provides that 10 days prior to the expiration of an interim ordinance, the City Council shall issue a written report describing the measures taken to alleviate the condition that led to adoption of the ordinance.

A report is attached which complies with the requirements of Section 65858(d). Briefly stated, the report, discusses the need to revise the City's regulations pertaining to such establishments, obtain Planning Commission approval, draft and review a new application procedure for these types of businesses and complete a City-wide comprehensive fee study expected to be finished in the summer of 2018.

The proposed resolution would approve and authorize issuance of this report. An item will be placed on the February 6, 2018 Council agenda proposing that the moratorium be extended for one more year as authorized by Section 65858(a) of the Government Code.

Nicole Pedone
Senior Assistant City Attorney

RESOLUTION NO. 2018 –

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY
APPROVING AND AUTHORIZING ISSUANCE OF A WRITTEN REPORT
PERTAINING TO A MORATORIUM ORDINANCE PROHIBITING
THE ISSUANCE OF MASSAGE TECHNICIAN PERMITS OR LICENSES
FOR A PERIOD OF 10 MONTHS AND 15 DAYS AND PROHIBITING
NEW MASSAGE ESTABLISHMENTS FROM LOCATING WITHIN
NATIONAL CITY FOR A PERIOD OF 10 MONTHS AND 15 DAYS

WHEREAS, at the City Council meeting of March 7, 2017, the City Council enacted Ordinance No. 2017-2433, "An Ordinance of the City Council of the City of National City Adopted Pursuant to Government Code Section 65858 as an Urgency Measure to take effect immediately, enacting a moratorium prohibiting the issuance of massage technician permits or licenses, and prohibiting new massage establishments from locating within the City of National City for a period of 45 days"; and

WHEREAS, at the City Council meeting of April 18, 2017, the City Council enacted Ordinance No. 2017-2435, "An Ordinance of the City Council of the City of National City Adopted Pursuant to Government Code Section 65858 as an Urgency Measure to take effect immediately, extending for 10 months and 15 days a moratorium prohibiting the issuance of massage technician permits or licenses, and prohibiting new massage establishments from locating within the City of National City"; and

WHEREAS, the moratorium enacted pursuant to Ordinance No. 2017-2435 will expire on March 5, 2018, subject to extension for one year by action of the City Council; and

WHEREAS, Section 65858(d) of the Government Code provides that 10 days prior to the expiration of the interim ordinance or any extension, the legislative body shall issue a written report describing the measures taken to alleviate the condition which led to the adoption of the ordinance; and

WHEREAS, a Report satisfying the requirements of Government Code Section 65858(d) is attached hereto as Exhibit "A" and incorporated herein by reference; and

WHEREAS, issuance of the Report by the City Council is a necessary action for the Council to be able to consider a further extension of the moratorium.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of National City hereby finds and determines that the Report attached hereto as Exhibit "A" satisfies the requirements of Government Code Section 65858(d), and hereby approves and authorizes issuance of said Report.

[Signature Page to Follow]

PASSED and ADOPTED this 16th day of January, 2018.

Ron Morrison, Mayor

ATTEST:

Michael R. Dalla, City Clerk

APPROVED AS TO FORM:

Angil P. Morris-Jones
City Attorney

EXHIBIT A

REPORT TO THE CITY COUNCIL

MORATORIUM ORDINANCE PROHIBITING THE ISSUANCE OF MASSAGE TECHNICIAN PERMITS OR LICENSES FOR A PERIOD OF 10 MONTHS AND 15 DAYS, AND PROHIBITING NEW MASSAGE ESTABLISHMENTS FROM LOCATING WITHIN THE CITY FOR A PERIOD OF 10 MONTHS AND 15 DAYS

(Government Code Section 65858(d))

On March 7, 2017, the City Council enacted Ordinance No. 2017-2433 as an urgency ordinance, to take effect immediately, imposing a 45-day moratorium prohibiting the issuance of massage technician permits or licenses, and prohibiting new massage establishments from locating within the City. The police department had reported an increase in prostitution activity at several massage businesses in the City, including instances of human trafficking. On April 4, 2017, the City Council adopted Resolution No. 2017-43 approving and authorizing issuance of a written report pertaining to a moratorium ordinance prohibiting the issuance of massage technician permits or licenses and prohibiting new massage establishments from locating within the City. City staff inventoried all of the massage businesses in the City and took appropriate steps to ensure the illegal massage businesses shut down and vacated the premises. On April 18, 2017, the City Council held a public hearing, and after oral and documentary evidence was heard adopted an urgency ordinance to extend for an additional period of 10 months and 15 days, the 45 day moratorium established by Ordinance No. 2017-2433. Since the last extension of that Ordinance, the City has taken the following actions to alleviate the condition that led to the adoption of the ordinance:

1. Review and Amendment of Current National City Municipal Code regulations: The City Attorney's Office continues to revise Chapters 10.70 (Police Regulated Business Regulations), 10.79 (Massage Establishments), and 18.30 (Adult Oriented Businesses). The City Attorney's Office has had regular meetings, and continues to have regular meetings, with the Planning Department, Finance Department, Neighborhood Services, Fire, and Police, to discuss properly zoning massage establishments and establishing a Conditional Use Permit requirement. This review also includes a review of other city municipal codes related to massage businesses within San Diego County. The City has also consulted, and continues to consult, with the California Massage Therapy Council ("CAMTC") as the new ordinance gets drafted. CAMTC is the agency tasked, by the California state legislature, to certify all massage professions in California and set the minimum standards for training and curriculum for massage professionals in California.

EXHIBIT A

2. Drafting and Establishing an Application and Other Procedures for Opening a Massage-Related Business in the City: The City Attorney's Office met with other City Departments, including Planning, Finance, Neighborhood Services, Police and Fire to draft and review a new application procedure for massage businesses, including fee schedules related to obtaining businesses licenses and the required permits for these types of businesses. The City is currently undergoing a City-wide fee schedule study and update which has not yet been completed. It is estimated that this fee study and update will be completed by the summer of 2018. It is imperative that the fee study be completed before the new massage regulations and procedures go into effect. Our current municipal code only allows for the City to charge an annual business license fee for these types of businesses which does not cover the cost of regulating these businesses by various City departments. The comprehensive fee study will include a regulatory fee that will aid law enforcement and other city departments in investigating and regulating these types of businesses.
3. Review of Inquires/Pending Permit Applications: Since the last report to City Council on April 4, 2017, and since the last extension of the moratorium on April 18, 2017, there has been one inquiry to the City's Finance Department about a license or permit for a massage establishment. This inquiry was by an existing massage-related business named "So Relaxed" located inside Plaza Bonita Mall. This business is currently operating and approved as a kiosk in the mall with massage chairs and for foot reflexology at a store front in the mall. They have inquired about expanding their business. The City Attorney's Office has been in contact with the business owner regarding the moratorium and the new pending regulations.

Summary

The moratorium was originally enacted due to the need for the City to revise its regulations pertaining to massage technician permits and massage establishments so that it is in accordance with State law. City staff is preparing a new ordinance which includes revisions in three different chapters of the National City Municipal Code. This includes a revision in the City's land use code which will trigger Planning Commission approval. The City Attorney's Office continues to collaborate with several different City departments to draft and review a new application procedure for these types of businesses which will include the CUP process and permit fees. The City is currently undergoing a comprehensive fee study which is expected to be completed in the summer of 2018. The fee schedule will, among other things, provide for the appropriate fees to open up a massage related business, i.e. business license fees, regulatory fees, and police permit fees. City staff needs additional time to finish drafting a comprehensive ordinance pertaining to massage related establishments, a new application procedure for these types of businesses and to receive the final fee study.

The following page(s) contain the backup material for Agenda Item: Temporary Use Permit – Circus Vargas event sponsored by Circus Vargas from February 8, 2018 to February 19, 2018 at the Westfield Plaza Bonita Mall with no waiver of fees.
(Neighborhood Services)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: January 16, 2018

AGENDA ITEM NO. _____

ITEM TITLE:

Temporary Use Permit – Circus Vargas event sponsored by Circus Vargas from February 8, 2018 to February 19, 2018 at the Westfield Plaza Bonita Mall with no waiver of fees.

PREPARED BY: Dionisia Trejo

PHONE: (619) 336-4255

DEPARTMENT: Neighborhood Services Department

APPROVED BY: 

EXPLANATION:

This is a request from Circus Vargas to conduct the Circus Vargas event at Westfield Plaza Bonita Mall from February 8, 2018 to February 19, 2018. Set up for this event will commence at 8:00 a.m. February 6, 2018 on the west side parking lot of Plaza Bonita Mall. The show times will vary on dates from 12:30 p.m., 1 p.m., 4:00 p.m., 7:00 p.m., and 7:30 p.m. Each show lasts approximately 1 ½ hours.

This is a completely self-contained event in a traditional big top circus with concessions. There are no performing animals, no rides, no games, no outside vendors and no alcohol. Vehicles are used for transportation of operations. There will be eight internal Security Guards and sufficient parking is available at the mall. Food will be prepared on-site in a trailer. Clean-up will be performed after each show.

This event will end with its last show on Monday February 19th and will be dismantled by February 20, 2018. This event was approved by Council in 2016 & 2017 with no waiver of fees.

FINANCIAL STATEMENT:

APPROVED: _____ **Finance**

ACCOUNT NO.

APPROVED: _____ **MIS**

City fee of \$237.00 for processing the TUP, plus \$400.00 for the Fire Permits.

Total fees: \$637.00

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: INTRODUCTION: ☐

FINAL ADOPTION: ☐

STAFF RECOMMENDATION:

Approve the application for a Temporary Use Permit subject to compliance with all conditions of approval with no waiver of fees.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

Application for a Temporary Use Permit with recommended approvals and conditions of approval.



City of National City ■ Neighborhood Services Department
1243 National City Boulevard ■ National City, CA 91950
(619) 336-4364 ■ fax (619) 336-4217
www.nationalcityca.gov

Special Event Application

Type of Event

- ☐ Fair/Festival ☐ Parade/March ☐ Walk or Run ☐ Concert/Performance
☒ TUP ☐ Sporting Event ☐ Other (specify) _____

RECEIVED

NOV 04 2017

Neighborhood Services Department
City of National City

Event Name & Location

Event Title Circus Vargas

Event Location (list all sites being requested) Westfield Plaza Bonita 3030 Plaza Bonita Road

Event Times

Set-Up Starts
Date 2/6/18-2/7/18 Time 8am Day of Week Tue.-Wed.

Event Starts
Date 2/8/18 Time 7:30pm Day of Week Thursday

Event Ends
Date 2/19/18 Time 9:30pm Day of Week Monday

Breakdown Ends
Date 2/20/18 Time 2:00pm Day of Week Tuesday

Applicant Information

Applicant (Your name) Angelina M Quevedo Sponsoring Organization Tabares Ent. Inc

Event Coordinator (if different from applicant) _____

Mailing Address 992 Blue Lantern Drive

Day Phone 281-570-5758 After Hours Phone _____ Cell 281-570-5758 Fax _____

Public Information Phone 1877-got fun 1 E-mail www.Circusvargas.com

Applicant agrees to investigate, defend, indemnify and hold harmless the City, its officers, employees and agents from and against any and all loss, damage, liability, claims, demands, detriments, costs, charges, expense (including attorney's fees) and causes of action of any character which the City, its officers, employees and agents may incur, sustain or be subjected to on account of loss or damage to property or the loss of use thereof and for bodily injury to or death of any persons (including but not limited to the employees, subcontractors, agents and invitees of each party hereto) arising out of or in any way connected to the occupancy, enjoyment and use of any City premises under this agreement to the extent permitted by law.

Applicant understands this TUP/special event may implicate fees for City services, which will have to be paid in the City's Finance Department 48 hours prior to the event set-up. The undersigned also understands and accepts the City's refund policy for application processing and facility use and that fees and charges are adjusted annually and are subject to change.

Signature of Applicant: Angelina Quevedo Date 11/2/17

Special Event Application (continued)

Please complete the following sections with as much detail as possible since fees and requirements are based on the information you provide us.

Fees/Proceeds/Reporting

Is your organization a "Tax Exempt, nonprofit" organization? Yes ☐ No ☒

Are admission, entry, vendor or participant fees required? Yes ☒ No ☐

If YES, please explain the purpose and provide amount(s):

Tickets start at \$15 and go to \$72

\$ 48,000 Estimated Gross Receipts including ticket, product and sponsorship sales from this event.

\$ 15,000 Estimated Expenses for this event.

\$ _____ What is the projected amount of revenue that the Nonprofit Organization will receive as a result of this event?

Description of Event

☐ First time event ☒ Returning Event ☐ Include site map with application

Note that this description may be published in our City Public Special Events Calendar:

Circus Vargas is returning with an all new Circus Spectacular to National City

February 8th thru February 19. Come and see the all NEW Production of Circus Vargas

With amazing feats, incredible acrobats and thrilling stunts under the Big Top.

Estimated Attendance

Anticipated # of Participants: 500 per show Anticipated # of Spectators: 10,500 total

Traffic Control, Security, First Aid and Accessibility

Requesting to close street(s) to vehicular traffic? Yes ☐ No ☒

List any streets requiring closure as a result of the event (provide map): _____

Date and time of street closure: _____ Date and time of street reopening: _____

☐ Other (explain) _____

Requesting to post "no parking" notices? Yes ☐ No ☒

☐ Requested "No Parking" on city streets and/or parking lots (list streets/parking lots) (provide map): _____

☐ Other (explain) _____

Security and Crowd Control

Depending on the number of participants, your event may require Police services.

Please describe your procedures for both Crowd Control and Internal Security: Circus Vargas
travels with their own in house security. We are a family orientated show and we do not sell any
alcoholic beverages and have been bringing Circus Vargas to National City for many years.

Have you hired Professional Security to handle security arrangements for this event?

Yes ☐ No ☒ If YES, name and address of Security Organization _____

Security Director (Name): _____ Phone: _____

If using the services of a professional security firm AND the event will occur on City property, please provide a copy of its insurance certificate, evidencing liability with limits of at least \$1 Million dollars per occurrence/\$2 Million dollars aggregate, as well as and additional insured endorsement naming the City of National City, its officers, employees, and agents as additional insureds. Evidence of insurance must be provided by the vendor or its insurer to the City's Risk Manager for review and approval prior to the event.

Is this a night event? Yes ☒ No ☐ If YES, please state how the event and surrounding area will be illuminated to ensure safety of the participants and spectators: The Circus Vargas Big Top has full illumination on top of the tent that covers all of the parking areas surrounding the Tent.

First Aid

Depending on the number of participants, your event may require specific First Aid services.

First aid station to be staffed by event staff? Yes ☒ No ☐ First aid/CPR certified? Yes ☒ No ☐

☐ First aid station to be staffed by professional company. ► Company _____

Accessibility

Please describe your Accessibility Plan for access at your event by individuals with disabilities:

Please see the attached Circus Vargas Packet for information.

Elements of your Event

Setting up a stage? Yes ☐ No ☒

☐ Requesting City's PA system

☐ Requesting City Stage; if yes, which size? ☐ Dimensions (13x28) ☐ Dimensions (20x28)

☐ Applicant providing own stage ► _____ (Dimensions)

Setting up canopies or tents?

1 # of canopies size 147ft rnd

1 # of tents size 53x33

☐ No canopies/tents being set up

Setting up tables and chairs?

☐ Furnished by Applicant or Contractor

_____ # of tables ☒ No tables being set up

_____ # of chairs ☒ No chairs being set up

☐ (For City Use Only) Sponsored Events – Does not apply to co-sponsored events

_____ # of tables ☒ No tables being set up

_____ # of chairs ☒ No chairs being set up

Contractor Name Tabares Entertainment Inc

Contractor Contact Information	<u>992 Blue Lanatern Drive</u>	<u>Henderson, NV</u>	<u>281-570-5758</u>
	Address	City/State	Phone Number

Setting up other equipment?

☐ Sporting Equipment (explain) _____

☒ Other (explain) Bleachers

☐ Not setting up any equipment listed above at event

Having amplified sound and/or music? Yes ☒ No ☐

☐ PA System for announcements ☐ CD player or DJ music

☐ Live Music ▶ ☐ Small 4-5 piece live band ▶ ☐ Large 6+ piece live band

☐ Other (explain) _____

If using live music or a DJ. ▶ Contractor Name _____

▶ _____
Address City/State Phone Number

Using lighting equipment at your event? Yes ☐ No ☐

☒ Bringing in own lighting equipment

☐ Using professional lighting company ▶ Company Name _____

Address City/State Phone Number

Using electrical power? Yes ☒ No ☐

☐ Using on-site electricity ☐ For sound and/or lighting ☐ For food and/or refrigeration

☒ Bringing in generator(s) ☒ For sound and/or lighting ☒ For food and/or refrigeration

Vendor Information

PLEASE NOTE: You may be required to apply for a temporary health permit if food or beverages are sold or given away during your special event. Also see 'Permits and Compliance' on page 8 in the Special Event Guide. For additional information on obtaining a temporary health permit, please contact the County of San Diego Environmental Health at (619) 338-2363.

Having food and non-alcoholic beverages at your event? Yes ☒ No ☐

☐ Vendors preparing food on-site ▶ # _____ ▶ Business License # _____

If yes, please describe how food will be served and/or prepared: Circus food in prepared
on site and we have a yearly food permit. No Outside Vendors

If you intend to cook food in the event area please specify the method:
☐ GAS ☒ ELECTRIC ☐ CHARCOAL ☐ OTHER (Specify): _____

☐ Vendors bringing pre-packaged food ▶ # _____ ▶ Business License # _____

☐ Vendors bringing bottled, non-alcoholic beverages (i.e., bottled water, can soda, etc.) ▶ # _____

☐ Vendors selling food # _____ ▶ Business License #(s) _____

☐ Vendors selling merchandise # _____ ▶ Business License #(s) _____

- ☒ Food/beverages to be handled by organization; no outside vendors
- ☐ Vendors selling services # _____ ▶ Business License #(s) _____
- ▶ Explain services In House Concessions
- ☐ Vendors passing out information only (no business license needed) # _____
- ▶ Explain type(s) of information _____
- ☒ No selling or informational vendors at event

Having children activities? Yes ☒ No ☐

PLEASE NOTE: In the event inflatable jumps are provided at the event, The City of National City requires commercial liability insurance with limits of at least \$1 Million dollars per occurrence/\$2 Million dollars aggregate. In addition, the City of National City must be named as an Additional Insured pursuant to a separate endorsement, which shall be provided by the vendor or its insurer to the City's Risk Manager, along with the Certificate of Insurance, for approval prior to the event. The application should be filed out at least one week prior to the event. There is a \$25 fee to process the permit application. For questions or to obtain a copy of the "Facility Use Application", please contact the Engineering/Public Works Department at (619) 336-4580.

- ☐ Inflatable bouncer house # 0 ☐ Rock climbing wall Height _____
- ☐ Inflatable bouncer slide # 0 ☐ Arts & crafts (i.e., craft making, face painting, etc.)
- ☒ Other Children are invited into the ring prior to the show to learn Circus Skills

Having fireworks or aerial display? Yes ☐ No ☒

- ☐ Vendor name and license # _____
- Dimensions _____ Duration _____
- Number of shells _____ Max. size _____

PLEASE NOTE: In the event fireworks or another aerial display is planned for your event, The City of National City requires commercial liability insurance with limits of at least \$2 Million dollars per occurrence/ \$4 Million dollars aggregate. In addition, the City of National City must be named as an Additional Insured pursuant to a separate endorsement, which shall be provided by the vendor or its insurer to the City's Risk Manager, along with the Certificate of Insurance, for approval prior to the event. Depending on the size and/or nature of the fireworks display, the City reserves the right to request higher liability limits. The vendor must also obtain a fireworks permit from the National City Fire Department and the cost is \$502.00

Arranging for media coverage? Yes ☒ No ☐

- ☒ Yes, but media will not require special set-up
- ☐ Yes, media will require special set-up. Describe _____

Event Signage

PLEASE NOTE: For City sponsored or co-sponsored events, banners publicizing the event may be placed on the existing poles on the 1800 block and 3100 block of National City Boulevard. The banners must be made to the City's specifications. Please refer to the City's Special Event Guidebook and Fee Schedule for additional information.

Are you planning to have signage at your event? Yes ☐ No ☒

☐ Yes, we will post signage # 30 Dimensions 8.5 x 12

☐ Yes, having inflatable signage # _____ ▶ (complete Inflatable Signage Request form)

☐ Yes, we will have banners # 4

☐ What will signs/banners say? No smoking, Circus Entrance, Circus Exit, Circus Vargas Banners

☒ How will signs/banners be anchored or mounted? To Fencing within our footprint attached by zip ties

Waste Management

PLEASE NOTE: One toilet for every 250 people is required, unless the applicant can show that there are sufficient facilities in the immediate area available to the public during the event.

Are you planning to provide portable restrooms at the event? Yes ☒ No ☐

If yes, please identify the following:

▶ Total number of portable toilets: 6

▶ Total number of ADA accessible portable toilets: 2

☐ Contracting with portable toilet vendor. ▶ United Site Services

▶ Load-in Day & Time 2/6/18 ▶ Load-out Day & Time 2/20/18

☐ Portable toilets to be serviced. ▶ Time Daily

Set-up, Breakdown, Clean-up

Setting up the day before the event?

☒ Yes, will set up the day before the event. ▶ # of set-up day(s) 2

☐ No, set-up will occur on the event day

Requesting vehicle access onto the turf?

☐ Yes, requesting access onto turf for set-up and breakdown (complete attached Vehicle Access Request form)

☒ No, vehicles will load/unload from nearby street or parking lot.

NPDES-Litter Fence

- ☐ City to install litter fence
- ☐ Applicant to install litter fence
- ☐ N/A

Breaking down set-up the day after the event?

- ☒ Yes, breakdown will be the day after the event. ► # of breakdown day(s) ¹ _____
- ☐ No, breakdown will occur on the event day.

How are you handling clean-up?

- ☐ Using City crews
- ☐ Using volunteer clean-up crew during and after event.
- ☐ Using professional cleaning company during and after event.

Miscellaneous

Please list anything important about your event not already asked on this application:

**Please make a copy of this application for your records.
We do not provide copies.**



Special Events

Pre-Event Storm Water Compliance Checklist

I. Special Event Information

Name of Special Event: <u>Circus Vargas</u>	
Event Address: <u>3030 Plaza Bonita Rd</u>	Expected # of Attendees: <u>500 per show</u>
Event Host/Coordinator: <u>Angelina Quevedo</u>	Phone Number: <u>281-570-5758</u>

II. Storm Water Best Management Practices (BMPs) Review

	YES	NO	N/A
Will enough trash cans provided for the event? Provide number of trash bins: <u>10</u>	X		
Will enough recycling bins provided for the event? Provide number of recycle bins: <u>4</u>	X		
Will all portable toilets have secondary containment trays? (exceptions for ADA compliant portable toilets)	X		
Do all storm drains have screens to temporarily protect trash and debris from entering?	N	/	a
Are spill cleanup kits readily available at designated spots?	X		

* A Post-Event Storm Water Compliance Checklist will be completed by City Staff.

City of National City

PUBLIC PROPERTY USE HOLD HARMLESS AND INDEMNIFICATION AGREEMENT

Persons requesting use of City property, facilities or personnel are required to provide a minimum of \$1,000,000 combined single limit insurance for bodily injury and property damage which includes the City, its officials, agents and employees named as additional insured and to sign the Hold Harmless Agreement. Certificate of insurance must be attached to this permit. The insurance company issuing the insurance policy must have a A.M. Best's Guide Rating of A:VII and that the insurance company is a California admitted company; if not, then the insurance policy to the issuance of the permit for the event. The Certificate Holder must reflect:

City of National City
Risk Management Department
1243 National City Boulevard
National City, CA 91950

Organization: Tabares Entertainment Inc DBA Circus Vargas

Person in Charge of Activity: Angelina M Quevedo General Manager

Address: 992 Blue Lantern Drive

Telephone: _____ Date(s) of Use: _____

HOLD HARMLESS AGREEMENT

As a condition of the issuance of a temporary use permit to conduct its activities on public or private property, the undersigned hereby agree(s) to defend, indemnify and hold harmless the City of National City and the Parking Authority and its officers, employees and agents from and against any and all claims, demands, costs, losses, liability or, for any personal injury, death or property damage, or both, or any litigation and other liability, including attorneys fees and the costs of litigation, arising out of or related to the use of public property or the activity taken under the permit by the permittee or its agents, employees or contractors.

Signature of Applicant: Angelina Quevedo

Official Title: General Manager Date: 11/6/17

For Office Use Only

Certificate of Insurance Approved _____ Date _____



3030 Plaza Bonita Road
Suite 2075
National City, CA 91950
Telephone: 619.267.2850

November 3, 2017

City of National City
Building & Safety Department
1243 National City Boulevard
National City, California 91950-4301

Re: Temporary Use Permit
Tabares Entertainment (Circus Vargas) – Westfield Plaza Bonita

To whom it may concern:


I hereby authorize Angelina Quevedo, acting as representative of Tabares Entertainment, Inc., to operate a business known as Circus Vargas in parking lot #1 at Westfield Plaza Bonita during the dates of February 6, 2018 – February 20, 2018.

Angelina Quevedo has permission to install temporary power to poles in parking lot #1 to provide power during the temporary use time if adequate power is not already in place.

Angela Quevedo will obtain all necessary permits from National City for occupancy at Westfield Plaza Bonita.

Please feel free to call me if you have any questions at 619.267.2850.

Sincerely,



Jessica O'Brien
General Manager



Circus Vargas 2018 National City Plaza Bonita

Dates: ShowTime's and Set up schedule

Location	Requested Dates
Westfield Plaza Bonita 3030 Plaza Bonita Rd, National City, CA 91950 T 619.267.2850	February 8 th to February 19 th , 2018 2 Set Up Days 11 Performing Days

Showtime finalize by Katya on 10-30-17

Day	Date	Schedule Notation	Showtimes
Tuesday	Feb 6 th	Will enter property at 1:00 a.m.	No Performance
Wednesday	Feb 7 th	Setup Day	No Performance
Thursday	Feb 8 th	Opening Night	7:30 p.m.
Friday	Feb 9 th		4:30 & 7:30 p.m.
Saturday	Feb 10 th		1:00-4:00 & 7:30 p.m.
Sunday	Feb 11 th		12:30-3:30 & 6:30 p.m.
Monday	Feb 12 th		7:00 p.m.
Tuesday	Feb 13 th		No Performance
Wednesday	Feb 14 th		7:00 p.m.
Thursday	Feb 15 th		7:00 p.m.
Friday	Feb 16 th		7:30 p.m.
Saturday	Feb 17 th		1:00-4:00 & 7:30 p.m.
Sunday	Feb 18 th		12:30-3:30 & 6:30 p.m.
Monday	Feb 19 th	President's Day Teardown of the circus will begin after the show.	3:00 & 6:30 p.m.
Tuesday	Feb 20 th	<ul style="list-style-type: none"> - Circus will vacate property before 8:00 a.m. - Cleanup crew will finish cleaning the lot around 12:00 noon - All rented equipment, e.g., restrooms, fencing and dumpster, will be picked up before 12:00 noon 	

Angelina Quevedo - Tabares Entertainment, Inc. 992 Blue Lantern Dr. Henderson, NV 89015

Phone: 281-570-5758 E-Mail: Aquevedo@circusvargas.com



Circus Vargas 2018 National City Plaza Bonita

Contact info of managers on site during the event

- **Angela Quevedo: 281-570-5758 (General Manager)**
- **Alberto Marinelli: 818-602-1271 (Production Manager)**
- **Andrea Bachliyski: 206-799-1459 (Office Manager)**
- **Stoyan Bachliyski: 206-799-7937 (Operation Manager)**

Show info:

LENGTH OF SHOW: Approximately one and one-half hours

EXPEXTED ATTENDANCE: 300 – 500 per show

SEATING CAPACITY OF TENT: 1,250

NO GAME OF CHANCE

NO MECHANICAL RIDES

NO PERFORMING ANIMALS

NO PYRO OR OPEN FLAME ARE USED DURING THE SHOW

NO ALCOHOL IS SOLD OR SERVED

NO OUTSIDE CONTRACTED VENDORS

Circus Management provides in-house security guards. Managements carries radios and cell phone in case of 911 Emergency.

Circus Vargas is completely self-contained. The show has a two generator system with an emergency battery backup. If the main generator shuts down, the backup generator will be turn on but all emergency lighting will remain running with the battery backup system.

A source of water is usually provided to the Circus by the venue on which the Circus conducts business, If not the Circus will rent a Water meter from the city.

Circus Vargas rents porta-potties from a local sanitation companies.

Circus Vargas is a family show and attracts primarily families, in-house security is normally sufficient to provide appropriate crowd control. The security use radios to communicate with each other and can use cell phones to contact local law enforcement if the need exists.

Angelina Quevedo - Tabares Entertainment, Inc. 992 Blue Lantern Dr. Henderson, NV 89015
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Circus Vargas 2018 National City Plaza Bonita Circus Vargas Cleanup & Recycling Plan

Circus Vargas does not hire or contract with outside vendors or temporary workers. All staffing will be with workers that travel with the show. The staff is currently trained on proper sanitary and clean-up procedures. There is a staff of 25 people and while some people are working throughout the day, all of them are present from one hour before the first show of the day until after the show is over and clean-up is completed.

Since the nature of a circus limits the areas in which the public travels, the major portion of the clean up will be in a limited area. Plus, there are a very limited amount of food items sold.

Staff continuously cleans up the entrance area throughout the time the show is open to the public so trash does not remain on the ground. Trash is cleaned up after each performance inside the tent. And, once each day, trash will be picked up in the parking area, which is expected to be minimal since most people consume items early in the show and are unlikely to bring trash back to their car.

A trash dumpster will be contracted for placement on the grounds. Several trash cans are available for public use in the circus entrance area. We will also have bins in which people can put recyclable items. However, due to the nature of our operation, most people buy their food products and take them immediately into the tent where they sit down. They normally let their trash fall through the bleachers, where we clean it up after each show.

Since soda's and water are served in plastic bottles and cans, our staff will put those, along with appropriate paper products into the recycle bins and transport them to an appropriate recycling facility or make arrangements with the dumpster company for their removal.

I hope that I have provided you with all the information needed to approve this plan. If you have any questions please call me at 281-570-5758 and I will be happy to assist you.



Circus Vargas 2018 National City Plaza Bonita Circus Vargas Security Plan

Since Circus Vargas is a family show and attracts primarily families, in-house security has been sufficient to provide appropriate crowd control. Since there is nothing to see other than the show itself, there are no people just loitering in the area. Crowds come at show time, enter the enclosed midway area and take their seats. After the show there is nothing else to see so they exit to their cars.

Many of the things that attract or encourage trouble or the necessity for police intervention will not be present at Circus Vargas. Alcohol will not be sold or served and there are no games of chance or mechanical rides. While a carnival attracts ages 12-22, a prime age for those who cause trouble, Circus Vargas primarily attracts children of elementary school ages or younger along with their parents and grandparents.

Circus Vargas has its own security team consisting 8 uniformed (unarmed) security personnel (includes one head of security). The uniforms consist of matching Circus Vargas shirts and pants. This low key approach to security maintains the atmosphere of family fun. If requested, the security team can wear uniforms that identify them as security.

All security will be scheduled one hour before each performance and stay Thirty minutes after the performance. Security personal will be stationed both inside and outside the tent as well as next to the ticket booth.

Security Personnel will have access to walkie-talkies for communications between themselves in addition to cell phones that can be used to call additional personnel as well as local police or fire, if it becomes necessary.

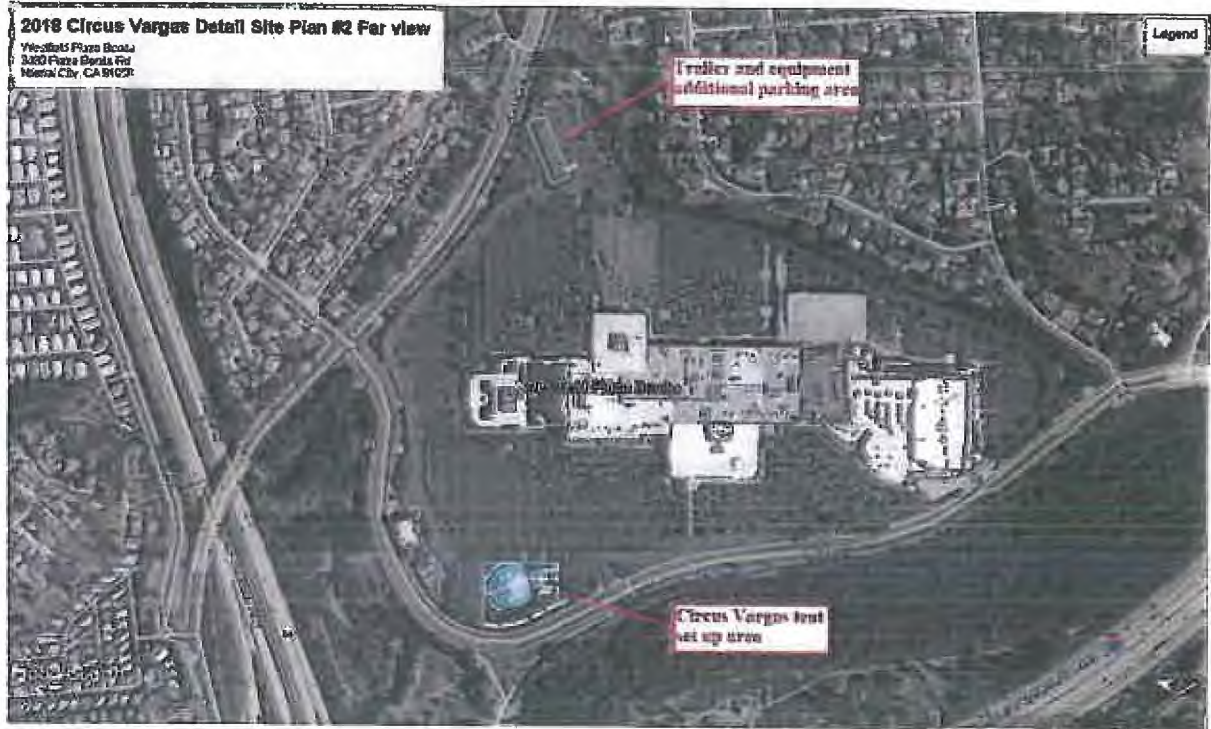
In addition to the security officers, a closed circuit video security system monitors the inside of the ticket booth, where money is handled, as well as the midway area and the area in front of the ticket booth. This video system is attached to a recording device that can be used to have a record of events.

Further, the layout of the Circus Vargas tent has more exists than are required by California State Codes and the total number of feet on those exists also exceeds state requirements.



Circus Vargas 2018 National City Plaza Bonita
 Detail Lot Plan view in 2017 New location

Lot Plan Far View



Angelina Quevedo - Tabares Entertainment, Inc. 992 Blue Lantern Dr. Henderson, NV 89015
 Phone: 281-570-5758 E-Mail: Aquevedo@circusvargas.com



2018 Circus Vargas Detail Site Plan #2
 Woodfield Plaza Santa
 2300 Plaza Santa Rd
 Walnut Creek, CA 94596

Legend

Concessions
 Merchandise
 Restrooms
 Ticket Booth
 Entrance
 Exit
 Loading Zone
 Service Area
 Security

Google Earth

53 of 156



Circus Vargas 2018 National City Plaza Bonita ADA



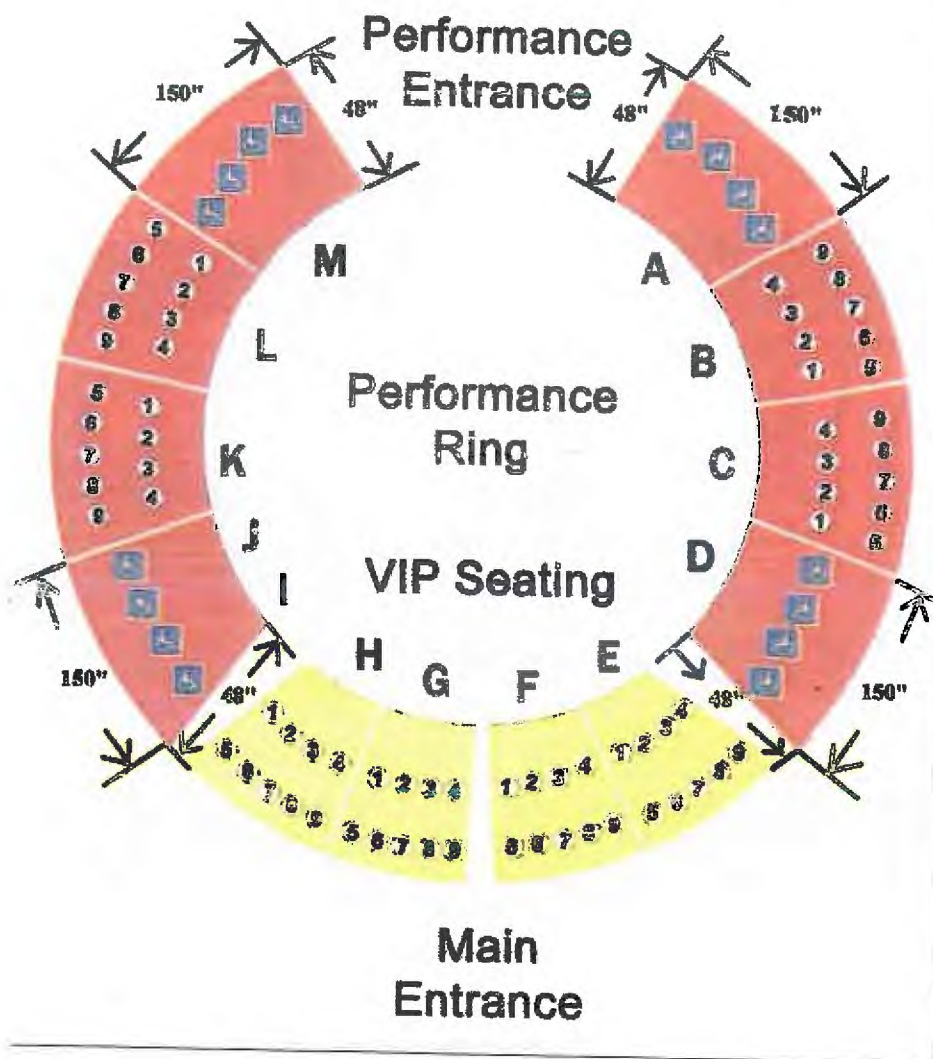
Angelina Quevedo - Tabares Entertainment, Inc. 992 Blue Lantern Dr. Henderson, NV 89015
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Circus Vargas 2018 National City Plaza Bonita

ADA Seating

Circus Vargas Ringside Box Seating



Angelina Quevedo - Tabares Entertainment, Inc. 992 Blue Lantern Dr. Henderson, NV 89015
 Phone: 281-570-5758 E-Mail: Aquevedo@circusvargas.com



Circus Vargas 2018 National City Plaza Bonita

Hearing Listning Devices



Circus Vargas is equipped with 4 Hearing Listing Devices. These devices are tramissiting through a wireless FM Receiver. Thease are availaible at the box office upon request.

Angelina Quevedo - Tabares Entertainment, Inc. 992 Blue Lantern Dr. Henderson, NV 89015
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Circus Vargas 2018 National City Plaza Bonita

EO3 Specifications

Overall System Performance:

Frequency response: 100 Hz - 10KHz \pm 3 dB

Signal-to-noise ratio: 60 dB

Total Harmonic Distortion: < 0.5%

RF Carrier Frequencies: Eight factory preset channels between 72-76 MHz ,Channel AA: 72.1, BB: 72.3, CC: 72.5, DD: 72.7 ,EE: 72.9, FF: 75.5, GG: 75.7, HH: 75.9

Frequency stability: Better than .005%

Modulation: FM \pm 75 KHz

Operating range Up to 300 feet line-of-sight

EO3-T Transmitter

Line Input Connector: One 1/4" phone jack , Impedance: 100 K Ohms, unbalanced.

Mic Input : Connector: One 1/4" phone jack

Impedance: low impedance, unbalanced, with 9 VDC at 1 mA for condenser mic.

Power Output: 80,000 μ V @ 3 meters

Controls: Power On/Off, audio input gain adjust

Indicators: Power On LED, Audio Modulation "TX" LED

Antenna: Permanently mounted telescoping whip

Power requirement: 9 VDC regulated, @ 200 mA, AC-EO3 adapter provided

Dimensions: 1.25" H, 8.25" W, 4.25" D (3.175 x 20.9 x 10.8 cm)

Weight: 18.2 oz. (500 g.)

EO3-r Receiver

Controls: Combination volume/on-off wheel

Audio Output: 100 MW max into 16 Ohms

Connectors: 3.5 mm mini jack for earbuds output

Earphones: Binaural EB-3 earbuds with optional-use EMI soft rubber inserts

Antenna: Integral with earbud cord

Indicators: LED power on indicator

Sensitivity: 2 μ V for 12 dB Sinad with squelch defeated, Squelches at 10 μ V for min. 50 dB S-N ratio

Mute Threshold: 8-10 μ V

Power requirement: 9V carbon zinc or alkaline battery

Battery life: 17-20 hours with alkaline battery; 10-12 hours with carbon zinc battery

Dimensions: 3.35" H, 2.75" W, .75" D (8.5 x 6.5 x 2.25 cm)

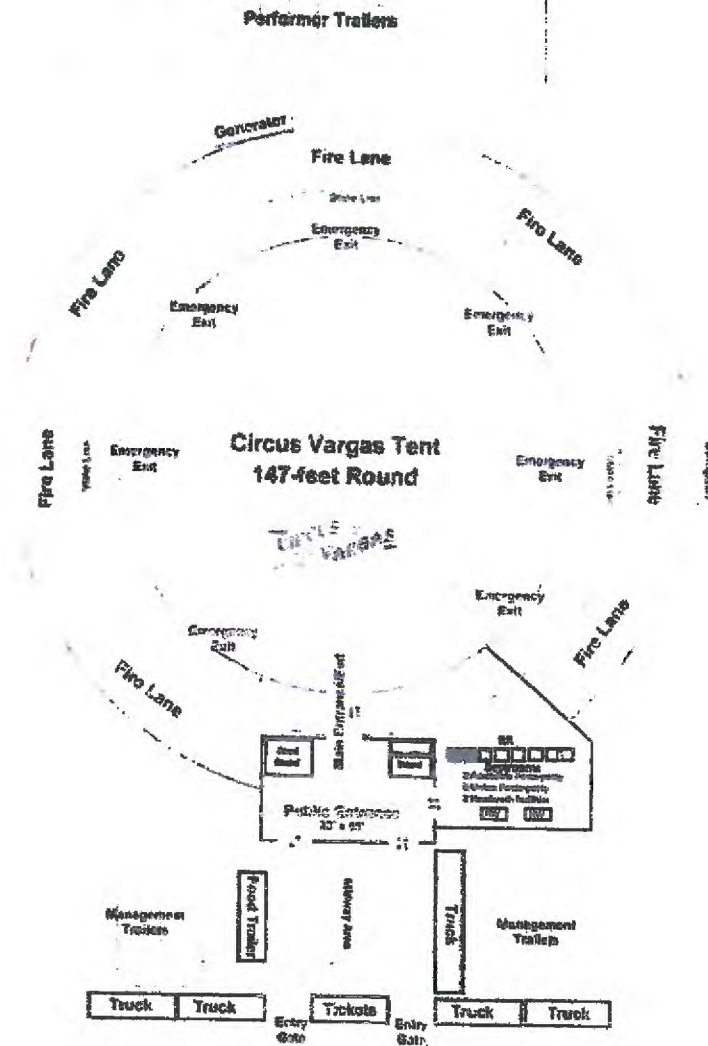
Weight:

2.65 oz. without battery (73 g)

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Circus Vargas 2018 National City Plaza Bonita



CIRCUS VARGAS GENERIC LOT LAYOUT

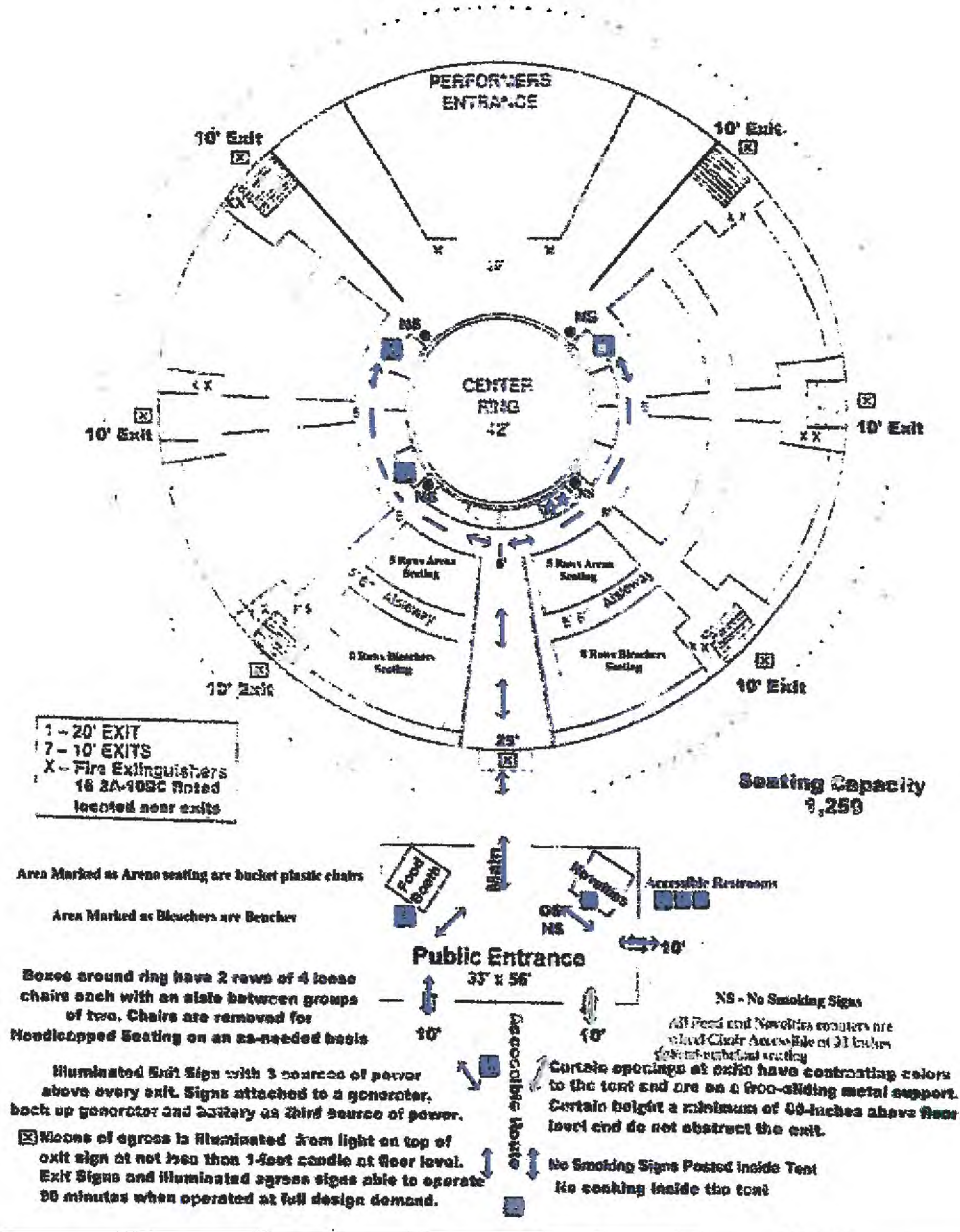
Specific layout may be modified for the location where the show is set up. This sheet is provided to show the entire operation and approximate location of items to be set up.
 Water is obtained from a local Hydrant as all used water (J) is held in tanks and pumped by a local company

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Circus Vargas 2018 National City Plaza Bonita

ACCESSIBILITY SHEET



Angelina Quevedo - Tabares Entertainment, Inc. 992 Blue Lantern Dr. Henderson, NV 89015

Phone: 281-570-5758 E-Mail: Aquevedo@circusvargas.com

[illegible]

② Illuminated Exit Signs with 3 sources of power above every exit. Signs attached to a generator, back up generator and battery as third source of power.

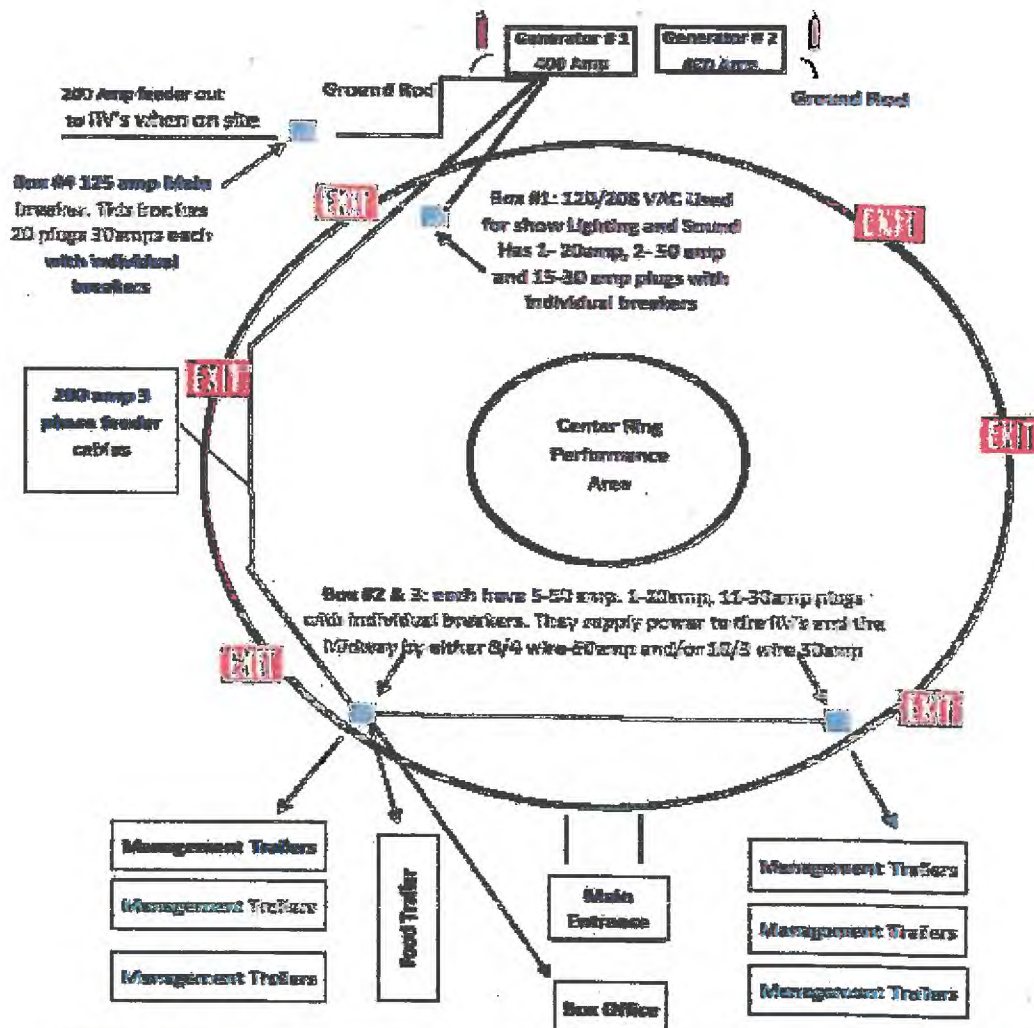
No Smoking Signs Posted Inside Tent
No cooking inside the tent

61 of 156



Circus Vargas 2018 National City Plaza Bonita

GENERATOR POWER ELECTRICAL PLAN



Power distribution may be modified per location. This is intended as a guide and approximate locations of the power distribution. The generators are independent of each other and are not run simultaneously and are manually switched over. Each generator is independently grounded by an 8ft ground rod in conjunction with a grounding loop between units. 3 phase feeder cable with cam lock ends are used to supply power from the generators to the distribution boxes. Generators are a minimum of 30ft from the tent. Please refer to the Electrical Diagram for Generator Specifics.

Angelina Quevedo - Tabares Entertainment, Inc. 992 Blue Lantern Dr. Henderson, NV 89015

Phone: 281-570-5758 E-Mail: Aquevedo@circusvargas.com



Circus Vargas 2018 National City Plaza Bonita



CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION
OFFICE OF THE STATE FIRE MARSHAL

REGISTERED FLAME RESISTANT PRODUCT

Exhibit

EXHIBIT/EXHIBIT 512-552/521-1001

Registration No.

1-44471

Product Marketed by

CELESTINE SA

1015 3012 LA TON DE 200

LA TON DE 200 200 200

The product for which this registration is issued is subject to the following conditions:
1. The product must be used in accordance with the instructions provided by the manufacturer.

2. The product must be used in accordance with the instructions provided by the manufacturer.
3. The product must be used in accordance with the instructions provided by the manufacturer.
4. The product must be used in accordance with the instructions provided by the manufacturer.

Exhibit 9/30/2018

Angelina Quevedo - Tabares Entertainment, Inc. 992 Blue Lantern Dr. Henderson, NV 89015
Phone: 281-570-5758 E-Mail: Aquevedo@circusvargas.com

**CITY OF NATIONAL CITY
NEIGHBORHOOD SERVICES DEPARTMENT
APPLICATION FOR A TEMPORARY USE PERMIT
RECOMMENDATIONS AND CONDITIONS**

SPONSORING ORGANIZATION: Tabares Ent. Inc.

EVENT: Circus Vargas

DATE OF EVENT: February 8, 2018 thru February 19, 2018

APPROVALS:

DEVELOPMENT SERVICES	YES [x]	NO []	SEE CONDITIONS []
RISK MANAGER	YES [x]	NO []	SEE CONDITIONS [x]
PUBLIC WORKS	YES [x]	NO []	SEE CONDITIONS []
FINANCE	YES [x]	NO []	SEE CONDITIONS [x]
FIRE	YES [x]	NO []	SEE CONDITIONS [x]
POLICE	YES [x]	NO []	SEE CONDITIONS [x]
CITY ATTORNEY	YES [x]	NO []	SEE CONDITIONS [x]
COMMUNITY SERVICES	YES [x]	NO []	SEE CONDITIONS []
NEIGHBORHOOD SERVICES	YES [x]	NO []	SEE CONDITIONS []

CONDITIONS OF APPROVAL:

DEVELOPMENT SERVICES (619) 336-4318

Building

No comment from Building - Circus is a self-contained tent, with a primary and a backup generator. Fire will perform Public Fire Safety inspections.

Planning

No comments

Engineering

No comments

POLICE DEPARTMENT

The police department does not have any stipulations for this event. We will notify the on-duty patrol teams to provide extra patrol during their unobligated time.

CITY ATTORNEY

Approved on condition that Risk Manager approves.

COMMUNITY SERVICES

No involvement

NEIGHBORHOOD SERVICES

Neighborhood Notifications – Events are required to notify residents and/or businesses of the surrounding impacted areas by the event. The notice shall include the name of the event, name and phone number of the company/organization producing the event, the dates and times of the event (including set-up and breakdown) and a detailed description of how the residents and/or businesses may be affected, such as by street closures, “No Parking” signs being posted, music at the event, etc.

RISK MANAGER (619) 336-4370

I have reviewed the above captioned request to for the issuance of a Temporary Use Permit. I would recommend that as a condition of the issuance of the permit that the following documents be provided:

- A valid copy of the Certificate of Liability Insurance.
- The applicant must provide a separate additional insured endorsement wherein it notes as the additional insured as “The City of National City, its officials, agents, employees and volunteers”.
- That the insurance policy must have a combined single limit of no less than \$1,000,000.00 (ONE MILLION DOLLARS) and \$2,000,000.00 (TWO MILLION DOLLARS) in aggregate that would cover the date and location of the event
- That the insurance company issuing the insurance policy must have a A.M. Best’s Guide Rating of A:VII and that the insurance company is a California admitted company; if not then insurance policy must be submitted to the Risk Management Department for review and approval prior to the issuance of the Temporary Use Permit.
- The Certificate Holder must reflect:
City of National City
c/o Risk Manager
1243 National City Boulevard
National City, CA. 91950-4301

PUBLIC WORKS (619)366-4580

No involvement

FINANCE

Circus Vargas needs to renew their business license.

FIRE (619) 336-4550

INSPECTION REQUIRED

Total fee amount for all Fire Department permits is four hundred (\$400.00) dollars. Fees can only be waived by City Council

Stipulations required by the Fire Department for this event are as follows:

- 1) Access to the Circus Vargas to be maintained at all times.
- 2) Fire Department access into and through the booth areas are to be maintained at all times. Fire apparatus access roads shall have an unobstructed width of not less than 20 feet and an unobstructed vertical clearance of not less than 13 feet 6 inches
- 3) Exit signs shall be provided at all required exits. Exit signs shall be green in color (National City Municipal Code) and either self illuminating or electrical with a 90 minute back-up power.
- 4) Fire Hydrants shall not be blocked or obstructed.
- 5) Participants on foot are to move immediately to the sidewalk upon approach of emergency vehicle(s).
- 6) Vehicles in roadway are to move immediately to the right upon approach of emergency vehicle(s).
- 7) If tents or canopies are used, tents having an area in excess of 200 square feet and or canopies in excess of 400 square feet or multiple tents and or canopies placed together equaling or greater than the above stated areas, are to be used, they shall be flame-retardant treated with an approved California State Fire Marshal seal attached. A ten feet separation distance must be maintained between tents and canopies. A permit from the Fire Department must be obtained. ***Cooking shall not be permitted under tents or canopies unless the tents or canopies meet "State Fire Marshal approval for cooking.*** Fees can only be waived by the City Council.

Canopies:

0 – 400 sf -	\$0
401 – 500 sf -	\$250.00
501 – 600 sf -	\$300.00
601 – 700 sf -	\$400.00

Tents:

0 –200 sf -	\$200.00
201 – (+) sf -	\$400.00

- 8) Concession stands utilized for cooking shall have a minimum of 10 feet of clearance on two sides and shall not be located within 10 feet of amusement rides or devices
- 9) All cooking booths or areas to have one 2A:10BC. If grease or oil is used in cooking a 40:BC or class "K" fire extinguisher will be required. All fire extinguishers to have a current State Fire Marshal Tag attached.
- 10) Fire extinguishers to be mounted in a visible location between 3½' to 5' from the floor to the top of the extinguisher. Maximum travel distance from an extinguisher shall not be more than 75 feet travel distance. **All fire extinguisher to have a current State Fire Marshal Tag attached.**
- 11) Emergency generators and standby power systems shall be installed, tested, and maintained in accordance with NFPA 110 and NFPA 101, *Standard for Emergency and Standby Power Systems*.
- 12) A fire safety inspection is to be conducted by the Fire Department prior to operations of the carnival to include all rides, cooking areas, game booths, etc. Required inspections taking place, after hours, holidays, and weekends will be assessed a minimum of two hundred (\$200.00) dollars. Fee is to be paid to the Fire Department Administration offices under separate permit. **Fee is to be paid prior to event.**
- 13) No smoking signs to be posted.
- 14) Any electrical power used is to be properly grounded and approved. Extension cords shall be used as "Temporary Wiring" only.
- 15) Fees can only be waived by City Council.

The following page(s) contain the backup material for Agenda Item: Approval of the Minutes of the Regular Meetings of the City Council and Community Development Commission - Housing Authority of the City of National City of August 15, 2017, September 5, 2017, and September 19, 2017 and Special Meeting of the City Council

Item # _____

01/16/18

**APPROVAL OF THE MINUTES OF THE REGULAR
MEETINGS OF THE CITY COUNCIL AND COMMUNITY
DEVELOPMENT COMMISSION – HOUSING AUTHORITY
OF THE CITY OF NATIONAL CITY OF AUGUST 15, 2017,
SEPTEMBER 5, 2017, AND SEPTEMBER 19, 2017,
AND SPECIAL MEETING OF THE CITY COUNCIL OF THE
CITY OF NATIONAL CITY OF SEPTEMBER 19, 2017.**

(City Clerk)

DRAFT DRAFT DRAFT

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION –
HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY**

August 15, 2017

The Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City was called to order at 6:09 p.m. by Mayor / Chairman Ron Morrison.

ROLL CALL

Council / Board members present: Cano, Mendivil, Morrison, Rios, Sotelo-Solis.
Administrative Officials present: Dalla, Deese, Duong, Eiser, Muthusamy, Parra, Raulston, Roberts, Rodriguez, Stevenson, Vergara, Williams.
Others present: Student Council Representative Jose Estrada.

PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON

PUBLIC COMMENTS

Jacqueline Reynoso, National City Chamber of Commerce President and CEO, appeared on behalf of the Chamber Board of Directors to recommend that the City appoint a sub-committee to provide direction on the RFP process for the Kimball – Morgan Tower Rehabilitation Project.

Ted Godshalk, National City, cautioned adults to inform children how to properly observe the upcoming solar eclipse. He also expressed thanks to Vice Mayor Mendivil and Mayor Morrison for meeting with the public on some important pending issues.

Sunshine Horton, El Cajon, offered words of encouragement and inspiration to all.

Sharon Arvizu, National City, requested assistance to deal with the continuing rent increases that she, and others are experiencing in National City.

Eddie Perez, San Diego, said rent increases are becoming a critical issue that the city should look into and related the positive experience of a friend who was very impressed with the sense of community in National City.

Irvin Martinez, a member of Alliance of Californians for Community Environment (ACCE) spoke about the problem of increasing rents and the growing lack of affordable housing.

PROCLAMATIONS – None.

AWARDS AND RECOGNITIONS

**COUNCIL MEETING PRESENTATIONS / AWARDS & RECOGNITIONS 2017
(102-10-11)**

1. Introduction of New Employee - Pamela Sosa, Parking Regulations Officer. (Neighborhood Services)
2. Recognizing Police Corporal Steve Villariasa for his 20 years of service with the City of National City. (Police)
3. Recognizing Parks Equipment Operator Juan Piche for his 20 years of service with the City of National City. (Engineering/Public Works)
4. Farewell to 2016-2017 Miss National City Court and Introduction of 2017-2018 Miss National City Court. (Community Services)
5. Recognition of Outgoing Student Council Representative, Jose Estrada and Introduction of Incoming Student Council Representative, Erika Gastelum. (City Clerk)
6. Receipt of the Certificate of Achievement for Excellence in Financial Reporting for the City of National City's Comprehensive Annual Financial Report (CAFER) and the Award for Outstanding Achievement in Popular Annual Financial Reporting for the City of National City's Popular Annual Financial Report from the Government Finance Officers Association for the fiscal year ended June 30, 2016. (Finance)
7. Presentation of the San Diego Housing Federation's Ruby Award for Paradise Creek Apartments as the 2017 New Construction Project of the Year. (Mary Jane Jagodzinski, Community Housing Works)

PRESENTATIONS

**COUNCIL MEETING PRESENTATIONS / AWARDS & RECOGNITIONS 2017
(102-10-11)**

8. "Elevate My Business" Economic Development Program Hosted by the National City Chamber of Commerce and Lift Development. (Kim Folsom, Serial Entrepreneur and Adjunct Professor National University, Founder, LIFT Development Enterprises, Inc., Co-Founder Founders First Capital Partners, LLC)

INTERVIEWS / APPOINTMENTS

BOARDS & COMMISSIONS ADMIN (101-1-1)

9. Interviews and Appointments: Veterans and Military Families Advisory Committee. (City Clerk)

INTERVIEWS: The following individuals appeared for interview: Victor Barajas, Darnisha Hunter, Mike Judd, Mona Minton, Stepheni Norton, Luz Ramirez, Shirley Ferrill, Vilavanh Sanginthirath.

CITY COUNCIL

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 10 (NCMC), Item Nos. 11 through 20 (Resolution No. 2017-152 through 2017-164), Item Nos. 21 and 22 (Temporary Use Permit 203-1-33), Item Nos. 23 and 24 (Warrant Registers). Motion by Sotelo-Solis, seconded by Cano, to approve the Consent Calendar except #13. Carried by unanimous vote.

MUNICIPAL CODE 2017 (506-2-32)

10. MOTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE WAIVING OF THE READING OF THE TEXT OF THE ORDINANCES CONSIDERED AT THIS MEETING AND PROVIDING THAT SUCH ORDINANCES SHALL BE INTRODUCED AND/OR ADOPTED AFTER A READING OF THE TITLE ONLY. (City Clerk)

ACTION: Approved. See above.

CONTRACT (C2017-44)

11. Resolution 2017-152. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, 1) AUTHORIZING THE ACCEPTANCE OF THE SAN DIEGO UNIFIED PORT DISTRICT'S TIDELANDS ACTIVATION GRANT FUNDS OF \$10,000 AND \$2,460 IN SERVICES PROVIDED BY THE SAN DIEGO UNIFIED PORT DISTRICT FOR SPECIAL EVENTS AT THE NATIONAL CITY AQUATIC CENTER AND PEPPER PARK, WITH NO MATCHING FUNDS REQUIRED; 2) AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF NATIONAL CITY AND THE SAN DIEGO UNIFIED PORT DISTRICT TO RECEIVE FY18 TIDELANDS ACTIVATION GRANT FUNDS; 3) AND AUTHORIZING THE ESTABLISHMENT OF A REIMBURSABLE GRANTS CITYWIDE FUND APPROPRIATION OF \$10,000 AND CORRESPONDING REVENUE BUDGET. (Community Services)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

CONTRACT (C2017-25)

12. Resolution 2017-153. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY RESCINDING RESOLUTION NUMBER 2017-68 APPROVED BY CITY COUNCIL ON MAY 2, 2017 FOR THE KABOOM! GRANT. (Community Services)

ACTION: Adopted. See above.

CONTRACT (C2017-25)

13. Resolution 2017-154. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING 1) THE ACCEPTANCE OF THE KABOOM! GRANT TO BUILD A NEW PLAYGROUND AT LAS PALMAS PARK; 2) USE OF THE GENERAL FUND LAS PALMAS PARK IMPROVEMENTS BALANCE TO PROVIDE MATCHING FUNDS OF \$8,500 AS REQUIRED BY KABOOM!; 3) USE OF THE GENERAL FUND MATERIALS AND SUPPLIES BALANCE TO PROVIDE FUNDS OF \$3,500 FOR FOOD, WATER, MUSIC, AND TOOLS; 4) THE CITY MANAGER TO EXECUTE THE KABOOM! COMMUNITY PARTNER PLAYGROUND AGREEMENT; 5) THE CITY MANAGER TO EXECUTE NECESSARY ADDENDUMS TO THE COMMUNITY PARTNER PLAYGROUND AGREEMENT. (Community Services)

ACTION: Motion by Rios, seconded by Cano, to adopt the Resolution. Carried by unanimous vote.

CONTRACT (C2017-45)

14. Resolution 2017-155. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO SIGN AN ENCROACHMENT PERMIT AND AGREEMENT WITH DAJANI HOSPITALITY, FOR THE INSTALLATION OF AN AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANT PEDESTRIAN ACCESS RAMP IN THE PUBLIC RIGHT-OF-WAY ON CIVIC CENTER DRIVE FOR ENTRY INTO THE COMMERCIAL BUILDING LOCATED AT 1302 NATIONAL CITY BLVD. (Engineering/Public Works)

ACTION: Adopted. See above.

EQUIPMENT / VEHICLE PURCHASE ADMIN (209-1-1)

15. Resolution 2017-156. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, WAIVING THE FORMAL BID PROCESS CONSISTENT WITH NATIONAL CITY MUNICIPAL CODE SECTION 2.60.260 REGARDING COOPERATIVE PURCHASING AND AUTHORIZING THE CITY (BUYER) TO PIGGYBACK THE NATIONAL JOINT POWERS ASSOCIATION (NJPA) CONTRACT #032515-CNH TO AWARD THE PURCHASE OF ONE (1) CASE BACKHOE TO SONSRAY MACHINERY, AN AUTHORIZED CASE DEALER, IN AN AMOUNT NOT TO EXCEED \$128,991.57. (Engineering/Public Works)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

EQUIPMENT / VEHICLE PURCHASE ADMIN (209-1-1)

16. Resolution 2017-157. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, WAIVING THE FORMAL BID PROCESS CONSISTENT WITH NATIONAL CITY MUNICIPAL CODE SECTION 2.60.260 REGARDING COOPERATIVE PURCHASING AND AUTHORIZING THE CITY (BUYER) TO PIGGYBACK THE NATIONAL INTERGOVERNMENTAL PURCHASING ALLIANCE (NIPA) CONTRACT #120535 TO AWARD THE PURCHASE OF ONE (1) TORO GROUNDMASTER 4000-D MOWER TO TURF STAR, AN AUTHORIZED TORO DEALER, IN AN AMOUNT NOT TO EXCEED \$68,728.17. (Engineering/Public Works)

ACTION: Adopted. See above.

EQUIPMENT / VEHICLE PURCHASE ADMIN (209-1-1)

17. Resolution 2017-158. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, WAIVING THE FORMAL BID PROCESS CONSISTENT WITH NATIONAL CITY MUNICIPAL CODE SECTION 2.60.260 REGARDING COOPERATIVE PURCHASING AND AUTHORIZING THE CITY (BUYER) TO PIGGYBACK THE NATIONAL JOINT POWERS ASSOCIATION (NJPA) CONTRACT #022014-SCA TO AWARD THE PURCHASE OF ONE (1) 866 RODDER SERIES II TO PLUMBERS DEPOT, INC., AN AUTHORIZED DISTRIBUTOR FOR SEWER EQUIPMENT CO. OF AMERICA, IN AN AMOUNT NOT TO EXCEED \$73,530.12. (Engineering/Public Works)

ACTION: Adopted. See above.

CONTRACT (C2017-53)

ENGINEERING / PUBLIC WORKS DEPT - GRANTS / REPORTS ADMIN (1104-1-1)

18. Resolution 2017-159. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, 1) AUTHORIZING THE MAYOR TO EXECUTE PROGRAM SUPPLEMENT AGREEMENT NO. F013 WITH THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) FOR THE CITYWIDE MIDBLOCK PEDESTRIAN CROSSING ENHANCEMENTS PROJECT TO ALLOW FOR REIMBURSEMENT OF UP TO \$625,230 IN ELIGIBLE PROJECT EXPENDITURES THROUGH THE HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP); AND 2) AUTHORIZING THE ESTABLISHMENT OF AN ENGINEERING GRANTS FUND APPROPRIATION OF \$625,230 AND CORRESPONDING REVENUE BUDGET. (Engineering/Public Works)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

CONTRACT (2017-50)

19. Resolution 2017-160. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY WAIVING THE FORMAL BID PROCESS PURSUANT TO NATIONAL CITY MUNICIPAL CODE SECTION 2.60.220, SUBSECTION (B), SOLE SOURCE PROCUREMENT AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH TI TRAINING CORP., FOR THE NOT TO EXCEED AMOUNT OF \$53,851.00 FOR THE POLICE DEPARTMENT'S PURCHASE OF A USE OF FORCE TRAINING SIMULATOR SYSTEM, THAT INCLUDES ADVISING ON THE INSTALLATION OF A VIDEO PROJECTOR AND SPEAKERS AT THE POLICE DEPARTMENT, AND ONSITE TRAINING FOR SIX POLICE DEPARTMENT EMPLOYEES IN THE OPERATION OF THE SYSTEM. (Police)

ACTION: Adopted. See above.

POLICY MANUAL ADMIN (110-1-1)

20. Resolution 2017-161. Resolution OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ADOPTING CITY COUNCIL POLICY # 206, "DEBT MANAGEMENT." (Finance)

ACTION: Adopted. See above.

TEMPORARY USE PERMITS 2017 (203-1-33)

21. Temporary Use Permit – Pumpkin Station hosted by Pinery Christmas Trees, Inc. at Westfield Plaza Bonita Mall from September 29, 2017 thru October 31, 2017 with no waiver of fees. (Neighborhood Services)

ACTION: Approved. See above.

TEMPORARY USE PERMITS 2017 (203-1-33)

22. Temporary Use Permit – Padres Pedal the Cause Bicycle Ride sponsored by Padres Pedal the Cause on November 11, 2017 from 9:45 a.m. to 3:00 p.m. with no waiver of fees. (Neighborhood Services)

ACTION: Approved. See above.

WARRANT REGISTER JULY 2017 – JUNE 2018 (202-1-32)

23. Warrant Register #1 for the period of 06/28/17 through 07/04/17 in the amount of \$3,006,289.71. (Finance)

ACTION: Ratified. See above.

WARRANT REGISTER JULY 2017 – JUNE 2018 (202-1-32)

24. Warrant Register #2 for the period of 07/05/17 through 07/11/17 in the amount of \$1,358,983.47. (Finance)

ACTION: Approved. See above.

NON CONSENT RESOLUTIONS

CONDITIONAL USE PERMITS 2017 (403-32-1)

25. Resolution 2017-162. ALTERNATIVE RESOLUTIONS OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY TO APPROVE OR DENY A CONDITIONAL USE PERMIT FOR WHOLESALE AUTO SALES WITH ACCESSORY NEW CAR PREPARATION, OUTDOOR VEHICLE STORAGE, ELECTRICAL AND TRIM INSTALLATION, AND EMPLOYEE PARKING AT 2000 ROOSEVELT AVENUE; CITY COUNCIL MAY APPROVE EITHER OF THE ATTACHED RESOLUTIONS BASED ON CONTAINED FINDINGS FOR DENIAL OR APPROVAL. (APPLICANT: DEBORAH FALK) (CASE FILE NO.: 2016-10 CUP) (Planning)

RECOMMENDATION: Adopt the Resolution approving the Conditional Use Permit.

TESTIMONY: Johnathan Michaels and Perry Falk, appeared on behalf of the applicant, made a presentation and responded to questions.

Sandy Naranjo, National City, representing the Environmental Health Coalition (EHC), spoke in opposition to the Conditional Use Permit (CUP).

Alicia Sanchez, National City, spoke in opposition.

Margarita Moreno, National City, spoke in opposition.

Andrew McKercher, National City, representing IBEW 569, spoke in opposition.

Sylvia Calzada, National City, spoke in opposition.

Joy Williams, National City, representing EHC, spoke in opposition.

Irvin Martinez, National City, representing Alliance of Californians for Community Environment (ACCE), spoke in opposition.

Eddie Perez, San Diego, spoke in opposition.

Margarita Godshalk, National City, spoke in opposition.

Ted Godshalk, National City, spoke in opposition.

Mat Kostriansly, San Diego, spoke in opposition.

Roberto Garcia, National City, spoke in opposition.

Michelle Krug, San Diego, spoke in opposition.

Jose Ramirez, National City, spoke in opposition.

ACTION: Motion by Sotelo-Solis, seconded by Rios, to continue this item in order to have a list of the things that shall not be included, that it shall not have a car wash, that it shall not have storage of any hazardous material, that there will be no mechanical work excluding detail and, if there are any chemicals being used that there be a list of what those chemicals are and spot inspections. Carried by the following vote, to-wit: Ayes: Cano, Mendivil, Rios, Sotelo-Solis. Nays: Morrison. Abstain: None. Absent: None.

RECESS

A recess was called at 10:23 p.m.

The meeting reconvened at 10:31 p.m. All members were present.

NON CONSENT RESOLUTIONS (cont.)

CONTRACT (C2017-61)

26. Resolution 2017-163. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE A ONE-YEAR SERVICE AGREEMENT WITH COUNTYWIDE MECHANICAL SYSTEMS, INC., FOR A NOT-TO-EXCEED AMOUNT OF \$170,412 TO PROVIDE HEATING, VENTILATING AND AIR CONDITIONING (HVAC) MAINTENANCE AND REPAIR SERVICES FOR CITY FACILITIES. (Engineering/Public Works)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Rios, seconded by Sotelo-Solis, to adopt the Resolution. Carried by unanimous vote.

PROPERTY TAX RATE BONDED INDEBTEDNESS ADMIN (205-02-02)

27. Resolution 2017-164. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY REDUCING THE PROPERTY TAX RATE FOR THE LIBRARY GENERAL OBLIGATION BONDS FOR FISCAL YEAR 2018 FROM 0.88 CENT PER \$100 OF ASSESSED VALUATION TO 0.79 CENT. (Finance)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Cano, seconded by Rios, to adopt the Resolution. Carried by unanimous vote.

NEW BUSINESS

CITY MANAGER REPORTS / ADMIN (1104-01-12)

28. Report to City Council on services, tools, and strategies available to local government to expand existing outreach programs, and enhance or develop strategies for building and maintaining positive relationships in support of immigrants. (City Manager)

RECOMMENDATION: Council Direction Requested.

TESTIMONY: Andrew Mckercher, National City, representing IBEW 569, spoke in support of a having a commission.

Wendy Tovar, National City, spoke in support of community resources.

Mark Lane, National City, spoke in support of a commission.

Mat Kostrinsky, San Diego, spoke in support of having a commission.

Hami Mohebi, Executive Director of Council on Islamic Relations, San Diego, spoke in support of having a commission.

Pastor Wayne Riggs, spoke in support of a Human Relations Commission.

Luis Gomez spoke in support of a Human Relations Commission.

NEW BUSINESS (cont.)

CITY MANAGER REPORTS / ADMIN (1104-01-12)

28. (continued)
Michelle Krug, San Diego, spoke in support of a Human Relations Commission.
James Elia, representing the Minority Humanitarian Foundation, spoke in support of a Human Relations Commission.
Benjamin Prado, American Friends Service Committee, spoke in support of a Human Relations Commission.
Elizabeth Lopez, Southern California Immigration Project, spoke in support of a Human Relations Commission.
Christian Ramirez, Alliance San Diego, spoke in support a Human Relations Commission.
Jose Rodrigues, National City, spoke in support of having a full-time person to take care of residents.
Tania Marquez, San Diego Organizing Project, spoke in support of having a safety net for immigrant.
ACTION: Consensus was for staff to report back on September 19, 2017 on different types of committees with the potential for appointment that same night. There was no vote.

B. COMMUNITY DEVELOPMENT COMMISSION-HOUSING AUTHORITY

HOUSING AUTHORITY 2017 (404-01-06)

29. Resolution 2017-57. RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION-HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY DESIGNATING THE OFFICIALS AUTHORIZED TO ORDER THE DEPOSIT AND WITHDRAWAL OF MONIES WITH FINANCIAL INSTITUTIONS ON BEHALF OF THE COMMUNITY DEVELOPMENT COMMISSION-HOUSING AUTHORITY. (Housing & Economic Development)
RECOMMENDATION: Adopt the Resolution.
TESTIMONY: None.
ACTION: Motion by Rios, seconded by Cano, to adopt the Resolution. Carried by unanimous vote.

C. REPORTS

STAFF REPORTS – None.

MAYOR AND CITY COUNCIL

Student Council Representative Jose Estrada expressed appreciation and gratitude to the many people who have supported and guided him during his tenure with the Council and said how much he values the opportunity and experience.

MAYOR AND CITY COUNCIL (cont.)

Vice Mayor Mendivil complimented the good job by staff for our National Night Out event; expressed concern about rent increases and interest in what can be done and praised the upcoming Festival of Life coming to Kimball Park on October 1st through the 6th.

Member Sotelo-Solis also praised National Night Out event and Sweetwater High School's Open House.

Member Rios complimented and thanked Student Council Representative Jose Estrada for the excellent job he did the past year and reminded everyone about Auto Heritage Days.

Mayor Morrison highlighted all of the many activities that have or will be taking place in the City and said he thinks he failed to properly acknowledge the job of the outgoing Miss National City and her Court for the job they did.

CLOSED SESSION REPORT

City Attorney Angil Morris-Jones reported that the City Council, acting in Closed Session gave Authority and Direction in two matters (Real Property Transaction and Pending Litigation- *Reimer v. National City*) by unanimous vote, and gave Authority and Direction in one matter (Potential Litigation) by a vote of 4 to 1 with Mayor Morrison voting "No". (See attached Exhibit 'L')

ADJOURNMENT

Motion by Sotelo-Solis, seconded by Rios, to adjourn the meeting to the next Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City – to be held Tuesday, September 5, 2017 at 6:00 p.m. at the Council Chambers, National City, California. Carried by unanimous vote.

Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City to be held Tuesday, September 5, 2017 at 6:00 p.m. at the Council Chambers, National City, California.

The meeting closed at 12:13 a.m.

City Clerk

The foregoing minutes were approved at the Regular Meeting of January 16, 2018.

Mayor

EXHIBIT 'L'



AGENDA OF A SPECIAL MEETING

CITY COUNCIL OF THE CITY OF NATIONAL CITY

Main Conference Room
Civic Center
1243 National City Boulevard
National City, California

Special Meeting - Tuesday, August 15, 2017 – 5:00 p.m.

ROLL CALL

PUBLIC COMMENTS (THREE-MINUTE TIME LIMIT)

CLOSED SESSION

1. Real Property Transaction – Government Code Section 54956.8
Property Description: Lot 19- 22 of Block 109 of the City of National City commonly known as 302 West 19th Street. Total property size is 11,772 sq.ft. or 0.27 acres.
Assessor Parcel Nos: 559-104-05-00; 559-104-11-00; 559-104-14-00; 559-104-15-00
Agency Negotiator: Brad Raulston and Gregory Rose
Negotiating Parties: Frank C. Safley Jr. & Deborah Safley
Under Negotiation: Price and terms of payment
2. Conference with Legal Counsel – Pending Litigation
Existing Litigation under Paragraph (1) of Subdivision (d) of Government Code Section 54956.9
Chris Reimer v. City of National City, et al.
San Diego Superior Court Case No. 37-2015-000-38580
3. Conference with Legal Counsel – Pending Litigation
Existing Litigation under Paragraph (1) of Subdivision (d) of Government Code Section 54956.9
City of Chula Vista v. Sandoval, et al.
Sacramento Superior Court Case No. 37-2015-000-38580
4. Conference with Legal Counsel – Potential Litigation
Significant Exposure to Litigation under Government Code Section 54956.9(d)(4)
One Potential Case

ADJOURNMENT

Next Regular City Council Meeting: Tuesday, August 15, 2017, 6:00 p.m., City Council Chambers, Civic Center – National City, California.

DRAFT DRAFT DRAFT

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION –
HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY**

September 5, 2017

The Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City was called to order at 6:11 p.m. by Mayor / Chairman Ron Morrison.

ROLL CALL

Council / Board members present: Cano, Mendivil, Morrison, Rios, Sotelo-Solis.
Administrative Officials present: Amedee, Dalla, Deese, Denham, Duong, Manganiello, Morris-Jones, Raulston, Roberts, Rodriguez, Stevenson, Vergara, Williams, Ybarra.

Others present: City Treasurer Mitch Beauchamp and Student Council Representative Erika Gastelum.

PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON

Mayor Morrison stated that the meeting would be adjourned in honor of Mr. Al Beauchamp, Coco Naranjo, Nana, and Jordan Fortes.

PUBLIC COMMENTS

Gabriela Torres, representing the Surf rider Foundation, requested National City support Imperial Beach in their legal action against the International Boundary and Water Commission.

Larry Emerson, National City, announced the various opportunities for people to test drive electric vehicles.

Josie Flores-Clark, Executive Assistant to the Mayor, expressed appreciation and best wishes to Monserrate Casanova for her dedication and hard work the past year as an intern in the Mayor's Office.

Monserrate Casanova said that interning in the Mayor's Office for the past year has been a very interesting and rewarding experience and thanked Mayor Morrison and Josie Flores-Clark for their confidence and support.

Coyote Moon, National City, requested a Resolution from the City Council supporting the retention of the Deferred Action for Childhood Arrivals (DACA) program.

Jose Estrada, National City, urged the City Council to take a stand and oppose ending the DACA program.

PROCLAMATIONS

PROCLAMATION ADMIN (102-2-1)

1. Proclaiming the month of September 2017 as: "National Preparedness Month".

AWARDS AND RECOGNITIONS - None.

PRESENTATIONS

COUNCIL MEETING PRESENTATIONS / AWARDS & RECOGNITIONS 2017 (102-10-12)

2. Update on Port Projects and Activities in National City. (Port Chairman Robert "Dukie" Valderrama)
3. Stakeholder Briefing - San Ysidro Land Port of Entry Renovation and Expansion Roadway Impacts. (Anthony Kleppe, U.S. General Services Administration (GSA))
4. National City Safe Routes to School Program & Neighborhood Walk Audits. (Circulate San Diego & Rady Children's Hospital San Diego) (Engineering/Public Works)

INTERVIEWS / APPOINTMENTS

BOARDS & COMMISSIONS ADMIN (101-1-1)

5. Interviews and Appointments - Veterans and Military Families Advisory Committee. (City Clerk)

INTERVIEWS: Bert Andrade appeared for interview.

CITY COUNCIL

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 6 (NMC), Item No. 7 (Minutes), Item Nos. 8 through 20 (Resolution Nos. 2017-165 through 2017-177), Item Nos. 21 through 23 (Report), Item Nos. 24 and 25 (Warrant Registers). Motion by Sotelo-Solis, seconded by Cano, to approve the Consent Calendar. Carried by unanimous vote.

MUNICIPAL CODE 2017 (506-2-32)

6. MOTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE WAIVING OF THE READING OF THE TEXT OF THE ORDINANCES CONSIDERED AT THIS MEETING AND PROVIDING THAT SUCH ORDINANCES SHALL BE INTRODUCED AND/OR ADOPTED AFTER A READING OF THE TITLE ONLY. (City Clerk)

ACTION: Approved. See above,

CONSENT CALENDAR (cont.)

APPROVAL OF MINUTES (103-2-1)

7. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION - HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY OF MAY 16, 2017. (City Clerk)

ACTION: Approved. See above.

GRANT / LIBRARY (206-04-10)

8. Resolution No. 2017-165. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY: 1) RATIFYING THE ACCEPTANCE OF THE CALIFORNIA LIBRARY LITERACY SERVICES (CLLS) GRANT OF \$18,000 TO FUND THE NATIONAL CITY LIBRARY'S LITERACY SERVICES PROGRAM FOR FY2017-18; AND 2) AUTHORIZING THE ESTABLISHMENT OF A LITERACY SERVICES GRANT FUND APPROPRIATION OF \$18,000 AND CORRESPONDING REVENUE BUDGET. (Library)

ACTION: Approved. See above.

CONTRACT (C2005-65)

GRANT / PUBLIC SAFETY (206-4-27)

9. Resolution No. 2017-166. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE A GRANT SUBAWARD AMENDMENT FOR ADDITIONAL GRANT FUNDS IN THE AMOUNT OF \$27,689 FROM THE FY16 URBAN AREA SECURITY INITIATIVE (UASI) GRANT FUNDS, FOR A TOTAL GRANT AMOUNT OF \$246,699, FOR THE REIMBURSABLE GRANT PURCHASE OF EQUIPMENT, PLANNING, AND TRAINING FOR THE POLICE AND FIRE DEPARTMENTS; AND AUTHORIZING THE ESTABLISHMENT OF AN APPROPRIATION IN THE AMOUNT OF \$27,689 AND A CORRESPONDING REVENUE BUDGET. (Fire)

ACTION: Approved. See above.

CONTRACT (C2008-53)

10. Resolution No. 2017-167. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING AN APPROPRIATION INCREASE AND CORRESPONDING REVENUE BUDGET INCREASE IN THE AMOUNT OF \$163,000 FOR THE ESGIL CORPORATION (SAFEUILT) FOR BUILDING PLAN CHECK SERVICES FOR FY-2017. (Building/Fire)

ACTION: Approved. See above.

CONSENT CALENDAR (cont.)

GRANT / PUBLIC SAFETY (206-04-27)

11. Resolution No. 2017-168. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE ACCEPTANCE OF A \$5,000 CHECK FROM JESUS THE GREAT I AM CHURCH INC. ON BEHALF OF THE NATIONAL CITY FIRE DEPARTMENT FOR THE PURCHASE OF THREE AUTOMATIC EXTERNAL DEFIBRILLATORS (AEDS), AND AUTHORIZING THE ESTABLISHMENT OF AN APPROPRIATION AND CORRESPONDING REVENUE BUDGET. (Fire)

ACTION: Approved. See above.

CONTRACT (C2017-59)

12. Resolution No. 2017-169. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, 1) AWARDED A CONTRACT TO DICK MILLER, INC. IN THE NOT-TO-EXCEED AMOUNT OF \$939,939.93 FOR THE CITYWIDE ALLEY IMPROVEMENTS PROJECT, CIP NO. 16-11; 2) AUTHORIZING A 15% CONTINGENCY IN THE AMOUNT OF \$140,990.99 FOR ANY UNFORESEEN CHANGES; AND 3) AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT. (Engineering/Public Works)

ACTION: Approved. See above.

CONTRACT (C2017-54)

13. Resolution No. 2017-170. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, 1) AWARDED A CONTRACT TO EAGLE PAVING COMPANY, INC. IN THE NOT-TO-EXCEED AMOUNT OF \$1,158,297.70 FOR THE CITYWIDE PEDESTRIAN MIDBLOCK CROSSING ENHANCEMENTS PROJECT, CIP NO. 17-05; 2) AUTHORIZING A 15% CONTINGENCY IN THE AMOUNT OF \$173,744.66 FOR ANY UNFORESEEN CHANGES; AND 3) AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT. (Engineering/Public Works)

ACTION: Approved. See above.

CONTRACT (C2009-01)

14. Resolution No. 2017-171. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE A FIRST AMENDMENT TO THE AGREEMENT WITH HARRIS & ASSOCIATES, INC. RETROACTIVELY EXTENDING THE TERM OF THE AGREEMENT TO MAY 18, 2018, TO PROVIDE ON-CALL PROJECT SUPPORT SERVICES FOR NATIONAL CITY'S CAPITAL IMPROVEMENT PROGRAM (CIP), INCLUDING, BUT NOT LIMITED TO, SEWER SYSTEM AND STORM DRAIN ANALYSIS AND DESIGN, CONSTRUCTION SUPPORT, ENGINEERING PLAN REVIEWS AND TENTATIVE MAP REVIEWS. (Engineering/Public Works)

ACTION: Approved. See above.

CONSENT CALENDAR (cont.)

CONTRACT (C2017-55)

15. Resolution No. 2017-172. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY RATIFYING THE EXECUTION OF AN AGREEMENT BY AND BETWEEN THE CITY OF NATIONAL CITY AND ACCELERATED MODULAR CONCEPTS INCORPORATED IN THE AMOUNT OF \$112,846.28 FOR THE DELIVERY AND SET UP OF A MODULAR BUILDING TO BE USED BY THE NATIONAL CITY FIRE DEPARTMENT AS PART OF THE SQUAD PILOT PROGRAM AT EL TOYON PARK. (Engineering/Public Works)

ACTION: Approved. See above.

CONTRACT (D2017-02)

16. Resolution No. 2017-173. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ACCEPTING A GRANT DEED FROM WHITE WHALE PROPERTIES, INC., A CALIFORNIA CORPORATION, FOR A DEDICATION OF REAL PROPERTY TO ALLOW FOR THE CONSTRUCTION OF A PUBLIC SIDEWALK ADJACENT TO THEIR PROPERTY LOCATED AT 1640 ORANGE STREET (APN 561-160-40). (Engineering/Public Works)

ACTION: Approved. See above.

PARKING & TRAFFIC CONTROL ADMIN 2017 (801-02-38)

17. Resolution No. 2017-174. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE INSTALLATION OF 83 FEET OF DIAGONAL "30-MINUTE PARKING" LOCATED ON E. 8TH STREET ADJACENT TO "BIG BEN SPECIALTY MARKET" AND 81 FEET OF PARALLEL "30-MINUTE PARKING" LOCATED ON "A" AVENUE ADJACENT TO "BIG BEN SPECIALTY MARKET" TO INCREASE PARKING TURNOVER FOR CUSTOMERS (TSC NO. 2017-19). (Engineering/Public Works)

ACTION: Approved. See above.

PARKING & TRAFFIC CONTROL ADMIN 2017 (801-02-38)

18. Resolution No. 2017-175. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE CONVERSION OF 67 FEET OF 1-HOUR PARALLEL PARKING TO 30-MINUTE PARKING ON NATIONAL CITY BOULEVARD ADJACENT TO "B&B FURNITURE" AND INSTALL 37 FEET OF 30-MINUTE PARALLEL PARKING ON W. 4TH STREET ADJACENT TO "B&B FURNITURE" TO INCREASE PARKING TURNOVER FOR CUSTOMERS (TSC NO. 2017-20). (Engineering/Public Works)

ACTION: Approved. See above.

CONSENT CALENDAR (cont.)

PARKING & TRAFFIC CONTROL ADMIN 2017 (801-02-38)

19. Resolution No. 2017-176. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE INSTALLATION OF A BLUE CURB DISABLED PERSONS PARKING SPACE WITH SIGNAGE IN FRONT OF THE RESIDENCE AT 635 "J" AVENUE (TSC NO. 2017-21). (Engineering/Public Works)

ACTION: Approved. See above.

PARKING & TRAFFIC CONTROL ADMIN 2017 (801-02-38)

20. Resolution No. 2017-177. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE INSTALLATION OF A SECOND BLUE CURB DISABLED PERSONS PARKING SPACE WITH SIGNAGE IN FRONT OF THE RESIDENCE AT 2121 WILSON AVENUE (TSC NO. 2017-22). (Engineering/Public Works)

ACTION: Approved. See above.

FINANCIAL MANAGEMENT 2016-2017 (204-1-32)

21. National City Sales Tax Update Newsletter Fourth Quarter 2016. (Finance)

ACTION: Approved. See above.

FINANCIAL MANAGEMENT 2016-2017 (204-1-32)

22. National City Sales Tax Update Newsletter First Quarter 2017. (Finance)

ACTION: Approved. See above.

FINANCIAL MANAGEMENT 2016-2017 (204-1-32)

23. Investment Report for the quarter ended June 30, 2017. (Finance)

ACTION: Filed. See above.

WARRANT REGISTER JULY 2017 – JUNE 2018 (202-1-32)

24. Warrant Register #3 for the period of 07/12/17 through 07/18/17 in the amount of \$1,310,855.42. (Finance)

ACTION: Ratified. See above.

WARRANT REGISTER JULY 2017 – JUNE 2018 (202-1-32)

25. Warrant Register #4 for the period of 07/19/17 through 07/25/17 in the amount of \$2,317,938.00. (Finance)

ACTION: Ratified. See above.

PUBLIC HEARINGS

MUNICIPAL CODE 2017 (506-02-32)

26. Public Hearing - First Reading of: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING THE NATIONAL CITY MUNICIPAL CODE BY ADDING CHAPTER 2.55

PUBLIC HEARINGS (cont.)

MUNICIPAL CODE 2017 (506-02-32)

26. Public Hearing (continued). ESTABLISHING REQUIREMENTS REGARDING THE ADOPTION AND AMENDMENT OF THE ANNUAL BUDGET OF THE CITY OF NATIONAL CITY. (Finance)

RECOMMENDATION: Adopt the Ordinance.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Cano, to close the Public Hearing. Carried by unanimous vote. Motion by Mendivil, seconded by Cano, to introduce the Ordinance. Carried by unanimous vote.

MUNICIPAL CODE 2017 (506-02-32)

27. Public Hearing - First Reading of: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING TITLE 6 SECTION 6.04 OF THE NATIONAL CITY MUNICIPAL CODE REGARDING BUSINESS TAX RATES TO COMPLY WITH CURRENT LAW, INCLUDING 1) REVERTING GROSS RECEIPTS AND FLAT BUSINESS TAX RATES TO THOSE ESTABLISHED BY ORDINANCE NO. 1606, ENACTED IN 1977, CORRECTING RATE CALCULATIONS WHERE NECESSARY; 2) REPEALING THE MARGINAL TAX RATE TABLE; 3) REPEALING APPENDIX D TO ORDINANCE NO. 1606; AND 4) REFUNDING BUSINESS TAXES AND ASSOCIATED APPLICABLE FEES OVERPAID WITHIN THE TWELVE MONTHS PRIOR TO THE EFFECTIVE DATE OF THIS ORDINANCE. (Finance)

RECOMMENDATION: Adopt the Ordinance.

TESTIMONY: None.

ACTION: Motion by Mendivil, seconded by Cano, to close the Public Hearing. Carried by unanimous vote. Motion by Sotelo-Solis, seconded by Mendivil, to introduce the Ordinance. Carried by unanimous vote.

PROP A TRANSNET (RTIP) ADMIN (205-05-01)

28. Resolution 2017-178. Public Hearing and adoption of: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, 1) APPROVING AN AMENDMENT NO. 8 (16-08) TO THE 2016 REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM FOR TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2017 THROUGH 2021 TO ENSURE PROGRAMMING IS CONSISTENT WITH THE LATEST TRANSNET REVENUE FORECAST FOR NATIONAL CITY; PROJECTS INCLUDE PLAZA BOULEVARD WIDENING (NC01), STREET RESURFACING (NC03), TRAFFIC SIGNAL

PUBLIC HEARINGS (cont.)

PROP A TRANSNET (RTIP) ADMIN (205-05-01)

28. Resolution 2017-178. (continued). INSTALL/UPGRADES (NC04) AND CITYWIDE SAFE ROUTES TO SCHOOL (NC15); AND 2) AUTHORIZING THE ESTABLISHMENT OF A TRANSNET PROPOSITION 'A' FUND APPROPRIATION OF \$1,021,000 FOR FY 2018 AND CORRESPONDING REVENUE BUDGET. (Engineering/Public Works)

RECOMMENDATION: Hold Public Hearing and adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Mendivil, seconded by Sotelo-Solis, to close the Public Hearing. Carried by unanimous vote. Motion by Mendivil, seconded by Cano, to adopt the Resolution. Carried by unanimous vote.

NON CONSENT RESOLUTIONS

CONDITIONAL USE PERMITS 2017 (403-32-1)

29. Resolution Nos. 2017-179, Resolution No. 2017-180. ALTERNATIVE RESOLUTIONS OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY TO APPROVE OR DENY A CONDITIONAL USE PERMIT FOR WHOLESALE AUTO SALES WITH ACCESSORY NEW CAR PREPARATION (EXCLUDING DETAILING), CAR WASH, OUTDOOR VEHICLE STORAGE, ELECTRICAL AND TRIM INSTALLATION, AND EMPLOYEE PARKING AT 2000 ROOSEVELT AVENUE; City Council may approve either of the attached Resolutions based on contained findings for denial or approval. (Applicant: Deborah Falk) (CASE FILE NO.: 2016-10 CUP) (Planning)

RECOMMENDATION: Adopt the Resolution approving the Conditional Use Permit.

TESTIMONY: Dan Hom, San Diego, appeared on behalf of Perry Auto Group.

Carolina Martinez, EHC, spoke in support provided there is additional action regarding hazardous materials.

Perry Falk, Perry Auto Group, responded to questions.

ACTION: Motion by Sotelo-Solis, seconded by Rios, to adopt the Resolution approving the CUP with findings and conditions. Carried by unanimous vote.

VICE MAYOR APPOINTMENT ADMIN (101-20-1)

30. Resolution No. 2017-181. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ADOPTING COUNCIL POLICY 119: SELECTION OF THE VICE MAYOR. (City Manager)

RECOMMENDATION: Adopt the resolution.

TESTIMONY: None.

NON-CONSENT RESOLUTIONS (cont.)

VICE MAYOR APPOINTMENT ADMIN (101-20-1)

30. Resolution No. 2017-181 (continued).

ACTION: Motion by Morrison, seconded by Cano to adopt the resolution with added exclusion of new person during first year.

Carried by unanimous vote.

Motion by Rios, seconded by Sotelo-Solis, to bring the item back so all current members of the Council will have a turn to serve as Vice Mayor prior to next election. Motion failed by the following vote to-wit: Ayes: Rios, Sotelo-Solis. Nays: Cano, Mendivil, Morrison.

Abstain: None. Absent: None.

NEW BUSINESS

CONDITIONAL USE PERMITS 2017 (403-32-1)

31. Notice of Decision Planning Commission approval of a Conditional Use Permit for the sale and trade of jewelry, gold, and other precious metals at a retail store (Kevin Jewelers) located at 3030 Plaza Bonita Road, Suite 1110. (Applicant: Kaveh Bral) (Case File 2017-16 CUP) (Planning)

RECOMMENDATION: Staff concurs with the decision of the Planning Commission and recommends that the Notice of Decision be filed.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Rios, in favor of staff's recommendation. Carried by unanimous vote.

LEAGUE OF CA CITIES ADMIN (104-02-01)

32. City Council Review of League of California Cities 2017 Annual Conference Resolutions: "A Resolution of the League of California Cities calling upon the Governor and Legislature to enter into discussion with League and other Public Safety stakeholders to identify and implement strategies that will reduce the unintended negative impacts of existing criminal law"; and "A Resolution of the League of California Cities supporting Legislation amending Government Code Section 38611 to clarify the definition of Local Control providing broad statutory authority for local officials to determine Emergency levels and direct Emergency Medical Response within their jurisdictions". (City Manager)

RECOMMENDATION: Support both Resolutions.

TESTIMONY: Monica Montgomery, appeared on behalf of the ACLU, and offered their perspective on the Resolutions.

ACTION: Motion by Sotelo-Solis, seconded by Rios, to oppose the first Resolution. Motion failed by the following vote, to-wit: Ayes: Rios, Sotelo-Solis. Nays: Cano, Mendivil, Morrison. Abstain: None. Absent: None.

Motion by Sotelo-Solis, seconded by Cano to support the second Resolution amending Government Code Section 38611. Carried by unanimous vote.

NEW BUSINESS (cont.)

LEAGUE OF CA CITIES ADMIN (104-02-01)

32. City Council Review of League of California Cities 2017 Annual Conference Resolutions (continued).

ACTION (continued): Motion by Mendivil, seconded by Cano to support the first Resolution in concept. Carried by the following vote, to-wit. Ayes: Cano, Mendivil, Morrison. Nays: Sotelo-Solis, Rios. Abstain: None. Absent: None.

B. COMMUNITY DEVELOPMENT COMMISSION-HOUSING AUTHORITY

NEW BUSINESS- HOUSING AUTHORITY

C. REPORTS

STAFF REPORTS

Neighborhood Services Director Armando Vergara provided an update on County-wide Hepatitis outbreak and actions being taken.

MAYOR AND CITY COUNCIL

City Treasurer Mitch Beauchamp expressed concern about the City Council policy on budgets.

Vice Mayor Mendivil spoke about the benefits to the community from the upcoming Festival of Life Even in Kimball Park from October 1st through the 6th.

Member Sotelo-Solis thanked staff for the presentations and related an incident in her neighborhood where our firefighters went above and beyond to assist a 92 year old resident. Member Sotelo-Solis made a motion, seconded by Mendivil, to bring back resolution language and information on what others are doing to support DACA. Carried by unanimous vote.

Member Rios made a motion, seconded by Sotelo-Solis, to have the County Health Department provide information or give a report to the City Council on the Hepatitis outbreak. Carried by unanimous vote. Member Rios announced that her father, Mr. Al Alvarado, will be one of three individuals honored at the Padre game during Hispanic Heritage Month.

Member Cano made a motion, seconded by Morrison, to have staff prepare a report on policy and standards for Council representatives and interns. Carried by the following vote, to-wit. Ayes: Cano, Mendivil, Morrison. Nays: Sotelo-Solis, Rios. Abstain: None. Absent: None.

CLOSED SESSION REPORT

City Attorney reported that in Closed Session in the matter of the Claim by Miranda, staff received direction and authorization by unanimous vote.
(See attached Exhibit 'L')

ADJOURNMENT

The meeting was adjourned in honor of Mr. Al Beauchamp, Mrs. Coco Naranjo, Nana and Mr. Jordan Fortes.

Motion by Mendivil, seconded by Rios, to adjourn the meeting to the next Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City - Tuesday – September 19, 2017 - 6:00 p.m. - Council Chambers - National City, California. Carried by unanimous vote. Nays: None. Abstain: None. Absent: None.

Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City to be held Tuesday, September 19, 2017 at 6:00 p.m. at the Council Chambers, National City, California.

The meeting closed at 10:52 p.m.

City Clerk

The foregoing minutes were approved at the Regular Meeting of January 16, 2018.

Mayor

EXHIBIT 'L'



AGENDA OF A SPECIAL MEETING

CITY COUNCIL OF THE CITY OF NATIONAL CITY

Main Conference Room
Civic Center
1243 National City Boulevard
National City, California

Special Meeting - Tuesday, September 5, 2017 – 5:00 p.m.

ROLL CALL

CITY COUNCIL

CLOSED SESSION

1. Conference with Legal Counsel – Anticipated Litigation
Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(4)
One Claim: Miranda
2. Conference with Legal Counsel – Potential Litigation
Significant Exposure to Litigation under Government Code Section 54956.9(d)(4)
One Potential Case

ADJOURNMENT

Next Regular City Council Meeting: Tuesday, September 5, 2017, 6:00 p.m.,
Council Chambers, Civic Center – National City, California.

DRAFT DRAFT DRAFT

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION –
HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY**

September 19, 2017

The Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City was called to order at 6:06 p.m. by Mayor / Chairman Ron Morrison.

ROLL CALL

Council / Board members present: Cano, Mendivil, Morrison, Rios, Sotelo-Solis.
Administrative Officials present: Dalla, Deese, Duong, Manganiello, Morris-Jones, Parra, Raulston, Stevenson, Tellez, Vergara, Williams, Ybarra.
Others present: Student Council Representative Erika Gastelum.

PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON

PUBLIC COMMENTS

Andrew Gavin spoke in support of the Craft Beer Ordinance.

PROCLAMATIONS

PROCLAMATION ADMIN (102-2-1)

1. Proclaiming September 17, 2017 through September 23, 2017 as “Constitution Week”.

AWARDS AND RECOGNITIONS

COUNCIL MEETING PRESENTATIONS / AWARDS & RECOGNITIONS 2017

2. Retiree Service Recognition - Recognizing Park Superintendent Miguel Diaz for his 34 years of service with the City of National City. (Engineering/Public Works)
3. Retiree Service Recognition - Recognizing Senior Park Caretaker John Gish for his 29 years of service with the City of National City. (Engineering/Public Works)

PRESENTATIONS

**COUNCIL MEETING PRESENTATIONS / AWARDS & RECOGNITIONS 2017
(102-10-12)**

4. Update on the Hepatitis “A” Outbreak. (Dr. Wilma J. Wooten, M.D., M.P.H., Health Officer & Director, Public Health Services, County of San Diego Health & Human Services Agency)
5. Wayfinding Signage Update. (City Manager)

INTERVIEWS / APPOINTMENTS

BOARDS & COMMISSIONS ADMIN (101-1-1)

6. Interviews and Appointments - Veterans and Military Families Advisory Committee. (City Clerk)

ACTION: Meg Storer appeared for interviewed

CITY COUNCIL

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 7 (NCCMC), Item Nos. 8 through 10 (Resolution Nos. 2017-182 through 2017-184), Item Nos. 11 and 12 (Temporary Use Permits), Item Nos. 13 and 14 (Warrant Registers). Motion by Cano, seconded by Mendivil, to approve the Consent Calendar except for Item No. 12. Carried by unanimous vote.

MUNICIPAL CODE 2017 (506-2-32)

7. MOTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE WAIVING OF THE READING OF THE TEXT OF THE ORDINANCES CONSIDERED AT THIS MEETING AND PROVIDING THAT SUCH ORDINANCES SHALL BE INTRODUCED AND/OR ADOPTED AFTER A READING OF THE TITLE ONLY. (City Clerk)

ACTION: Approved. See above.

CONTRACT (C2015-56)

GRANT / PUBLIC SAFETY (206-4-27)

8. Resolution No. 2017-182. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY 1) AUTHORIZING ACCEPTANCE OF A GRANT AWARD IN THE AMOUNT OF \$120,000 FROM THE OFFICE OF TRAFFIC SAFETY (OTS) FOR THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) GRANT 2018 TO CONDUCT DUI AND TRAFFIC RELATED ENFORCEMENT OPERATIONS FOR THE POLICE DEPARTMENT 2) AUTHORIZING THE CHIEF OF POLICE TO EXECUTE THE AGREEMENT OF THE AWARD OF THE GRANT FUNDS AND 3) AUTHORIZING THE ESTABLISHMENT OF FUND APPROPRIATIONS AND CORRESPONDING REVENUE BUDGET. (Police)

ACTION: Approved. See above.

CONSENT CALENDAR (cont.)

CONTRACT (C2015-49)

9. Resolution No. 2017-183. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE A SECOND AMENDMENT TO THE AGREEMENT WITH AIR QUALITY COMPLIANCE SOLUTIONS, INC., DBA; RELY ENVIRONMENTAL, FOR ON-CALL ENVIRONMENTAL COMPLIANCE MANAGEMENT SERVICES, INCREASING THE NOT-TO-EXCEED AMOUNT OF THE AGREEMENT BY \$50,000, FOR A TOTAL AGREEMENT AMOUNT OF \$150,000.
(Engineering/Public Works)

ACTION: Approved. See above.

CONTRACT (C2003-46)

10. Resolution No. 2017-184. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH ATKINS NORTH AMERICA, INC. FOR A NOT-TO-EXCEED AMOUNT OF \$100,000 TO PROVIDE, 1) ENGINEERING AND CONSTRUCTION SUPPORT SERVICES, INCLUDING PREPARATION OF RECORD DRAWINGS, FOR THE NATIONAL CITY ALLEY IMPROVEMENTS PROJECT; 2) SUPPORT SERVICES FOR SEWER USER RATE STUDY; AND 3) TAX ROLL ADMINISTRATION FOR ANNUAL SEWER SERVICE CHARGES.
(Engineering/Public Works)

ACTION: Approved. See above.

TEMPORARY USE PERMITS 2017 (203-01-33)

11. Temporary Use Permit – St. Mary’s Fall Festival hosted by St. Mary’s Catholic Church on Sunday, October 1, 2017 at the parish grounds located between E. 8th Street and “E” Avenue from 7 a.m. to 7 p.m. with no waiver of fees. (Neighborhood Services)

ACTION: Approved. See above.

TEMPORARY USE PERMITS 2017 (203-01-33)

12. Temporary Use Permit - 59th Maytime Band Review sponsored by the Maytime Band Association on October 7, 2017 from 10 a.m. to 3 p.m.
(Neighborhood Services)

TESTIMONY: Brian Clapper, National City, thanked everyone for their cooperation and requested patience as they move forward.

ACTION: Motion by Sotelo-Solis, seconded by Cano, to approve Staff recommendation. Carried by unanimous vote.

EXPARTE DISCLOSURE: Members Morrison and Rios disclosed that they are involved with the Maytime Band Association

WARRANT REGISTER JULY 2017 – JUNE 2018 (202-1-32)

13. Warrant Register #5 for the period of 07/26/17 through 08/01/17 in the amount of \$8,856,176.05. (Finance)

ACTION: Ratified. See above.

CONSENT CALENDAR (cont.)

WARRANT REGISTER JULY 2017 – JUNE 2018 (202-1-32)

14. Warrant Register #6 for the period of 08/02/17 through 08/08/17 in the amount of \$700,333.90. (Finance)

ACTION: Ratified. See above.

PUBLIC HEARINGS

MUNICIPAL CODE 2017 (506-02-32)

15. Public Hearing and Introduction of: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING TITLE 6 SECTION 6.04 OF THE NATIONAL CITY MUNICIPAL CODE REGARDING BUSINESS TAX RATES TO COMPLY WITH CURRENT LAW, INCLUDING 1) REVERTING GROSS RECEIPTS AND FLAT BUSINESS TAX RATES TO THOSE ESTABLISHED BY ORDINANCE NO. 1606, ENACTED IN 1977, CORRECTING RATE CALCULATIONS WHERE NECESSARY; 2) REPEALING THE MARGINAL TAX RATE TABLE; 3) REPEALING APPENDIX D TO ORDINANCE NO. 1606; AND 4) REFUNDING BUSINESS TAXES AND ASSOCIATED APPLICABLE FEES OVERPAID WITHIN THE TWELVE MONTHS PRIOR TO THE EFFECTIVE DATE OF THIS ORDINANCE. (Finance)

RECOMMENDATION: Introduce the Ordinance.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Cano, to close the Public Hearing. Carried by the following vote, to-wit: Ayes: Cano, Mendivil, Morrison, Sotelo-Solis. Nays: None. Abstain: None. Absent: Rios.

Motion by Sotelo-Solis, seconded by Cano, to introduce the Ordinance. Carried by unanimous vote.

MUNICIPAL CODE 2017 (506-02-32)

16. Ordinance No. 2017-2437. Public Hearing and Adoption of: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING THE NATIONAL CITY MUNICIPAL CODE BY ADDING CHAPTER 2.55 ESTABLISHING REQUIREMENTS REGARDING THE ADOPTION AND AMENDMENT OF THE ANNUAL BUDGET OF THE CITY OF NATIONAL CITY. (Finance)

RECOMMENDATION: Adopt the Ordinance.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Cano, to close the Public Hearing. Carried by the following vote, to-wit: Ayes: Cano, Mendivil, Morrison, Sotelo-Solis. Nays: None. Abstain: None. Absent: Rios.

PUBLIC HEARINGS (cont.)

MUNICIPAL CODE 2017 (506-02-32)

16. Ordinance No. 2017-2437 (continued).

Motion by Sotelo-Solis, seconded by Cano, to adopt the Ordinance.
Carried by the following vote, to-wit: Ayes: Cano, Morrison, Sotelo-Solis. Nays: Mendivil. Abstain: None. Absent: Rios.
It was requested that there be a re-vote on the motion for approval.
Motion by Sotelo-Solis, seconded by Cano, to adopt the Ordinance.
Carried by unanimous vote.

NEW BUSINESS

CONDITIONAL USE PERMITS 2017 (403-32-1)

17. Notice of Decision – Planning Commission approval of a Conditional Use Permit modification for distilled spirits at an existing beer and wine-licensed restaurant (Tita's II) located at 3421 East Plaza Blvd. (Applicant: Roger Speir) (Case File 2017-09 CUP) (Planning)

RECOMMENDATION: Staff concurs with the decision of the Planning Commission and recommends that the Notice of Decision be filed.

TESTIMONY: Anne Campbell, National City, spoke in opposition.

An unnamed resident spoke in opposition.

Milo (no last name), representing Institute for Public Strategies (IPS), spoke in opposition.

Brenda Simmonds, from IPS, spoke in opposition.

Olga Flores, National City, spoke in opposition.

Robert Scales, the applicant, spoke in support and responded to questions.

ACTION: Motion by Mendivil, seconded by Rios, to set for public hearing. Carried by unanimous vote.

CITY MANAGER / REPORTS ADMIN (1104-01-12)

18. Continuation of Staff's Report to City Council on Strategies for Building and Maintaining Positive Relationships in Support of Immigrants to include: A Request for City Council Direction on the Creation of an Ad-Hoc Committee or City Manager's Working Group; and a General Overview of Grant Funding Opportunities. (City Manager)

RECOMMENDATION: Request City Council direction.

TESTIMONY: Andrew McKercher, National City spoke in support of forming an advisory committee.

ACTION: Motion by Sotelo-Solis, seconded by Rios to form an Ad-Hoc Committee with two members of the City Council. Motion failed by the following vote, to-wit: Ayes: Rios, Sotelo-Solis. Nays: Cano, Mendivil, Morrison. Abstain: None. Absent: None.

Motion by Cano, seconded by Mendivil, for a City Manager Working Group. Motion withdrawn with no vote.

A request was made to compile additional information and place the item on the agenda in October or November. There was no vote.

NEW BUSINESS (cont.)

CHAMBER OF COMMERCE ADMIN (109-06-01)

19. Presentation of the National City Chamber of Commerce report of the planned use of \$50,000 budgeted by the City of National City for the Chamber for Fiscal Year 2018. (Finance)

RECOMMENDATION: Accept and file the report.

TESTIMONY: Jacqueline Reynoso, President and CEO of the National City Chamber of Commerce, gave a presentation on the use of the \$50,000 in funding provided to the Chamber by the City.

ACTION: None.

B. COMMUNITY DEVELOPMENT COMMISSION-HOUSING AUTHORITY

C. REPORTS

STAFF REPORTS

City Manager Leslie Deese acknowledged and thanked the Community Service Staff for the Volunteer Appreciation Dinner Event.

MAYOR AND CITY COUNCIL

Vice Mayor Mendivil reported that he attended the South County Economic Development Summit and was proud to see the Mayors of the South Bay and hear the good things happening in South Bay cities.

Member Sotelo-Solis thanked staff for all the comprehensive reports and special thanks for the awesome job by Community Services staff putting on the Volunteer Appreciation Event and reported that she asked the County Health Department to present an update on the Hepatitis "A" outbreak to the SANDAG Public Safety Committee.

Member Rios thanked staff for returning so quickly with the report on Hepatitis "A"; said the Volunteer Appreciation Dinner was very impressive and that she supports opening it to others. Member Rios made three motions for Council consideration:

Motion by Rios, seconded by Sotelo-Solis, to bring back at the next meeting a letter urging the Governor to sign AB 485. Carried by unanimous vote.

Motion by Rios, seconded by Sotelo-Solis, to send a support letter for AB 805. Motion failed by the following vote, to-wit: Ayes: Rios, Sotelo-Solis. Nays: Cano, Mendivil, Morrison. Abstain: None. Absent: None.

Motion by Rios, seconded by Sotelo-Solis, to bring back Proclamations honoring Claudia Sandoval and Susie Rico. Motion failed by the following vote, to-wit: Ayes: Rios, Sotelo-Solis. Nays: Cano, Mendivil, Morrison. Abstain: None. Absent: None.

MAYOR AND CITY COUNCIL (cont.)

Member Cano thanked staff for their work and said that at the last City Council meeting he made a very bad judgement call and wanted to apologize to all the Council for his actions.

Motion by Cano, seconded by Mendivil, to bring City Council Policy #802 back on a future agenda for discussion. Carried by the following vote, to-wit: Ayes: Cano, Mendivil, Morrison. Nays: Rios, Sotelo-Solis. Abstain: None. Absent: None.

Mayor Morrison echoed the sentiments praising the staff and the very nice Volunteer Appreciation Dinner event.

Motion by Morrison, seconded by Cano, to place on a future agenda discussion about City Council meeting times. Carried by the following vote, to-wit: Ayes: Cano, Morrison, Mendivil, Rios. Nays: Sotelo-Solis. Abstain: None. Absent: None.

CLOSED SESSION REPORT

City Attorney Angil Morris-Jones reported that the City Council, in Closed Session, gave unanimous direction. (See attached Exhibit 'L')

ADJOURNMENT

The meeting was adjourned in honor of Mr. Zack Zarate and Mildred Bundy.

Motion by Sotelo-Solis, seconded by Mendivil, to adjourn the meeting to the next Adjourned Regular Meeting of the City Council of the City of National City - Economic Development Plan and Programs Workshop - Tuesday - October 3, 2017 - 4:30 p.m. - Council Chambers - National City, California. Carried by unanimous vote.

Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City - Tuesday - October 3, 2017 - 6:00 p.m. - Council Chambers - National City, California.

The meeting closed at 10:12 p.m.

City Clerk

The foregoing minutes were approved at the Regular Meeting of January 16, 2018.

Mayor

EXHIBIT 'L'



AGENDA OF A SPECIAL MEETING CITY COUNCIL OF THE CITY OF NATIONAL CITY

Main Conference Room
Civic Center
1243 National City Boulevard
National City, California

Special Meeting - Tuesday, September 19, 2017 – 5:00 p.m.

ROLL CALL

CITY COUNCIL

CLOSED SESSION

1. Conference with Legal Counsel – Potential Litigation
Significant Exposure to Litigation under Government Code Section
54956.9(d)(4)
One Potential Case

ADJOURNMENT

Next Regular City Council Meeting: Tuesday, September 19, 2017, 6:00 p.m.,
Council Chambers, Civic Center – National City, California.

DRAFT DRAFT DRAFT
**MINUTES OF THE SPECIAL MEETING OF THE
CITY COUNCIL OF THE CITY OF NATIONAL CITY**

September 19, 2017

The Special Meeting of the City Council of the City of National City was called to order at 5:02 p.m. by Mayor / Chairman Ron Morrison.

ROLL CALL

Council / Board members present: Cano, Mendivil, Morrison, Rios.

Council / Board members absent: Sotelo-Solis.

Administrative Officials present: Dalla, Deese, Morris-Jones, Raulston, Stevenson.

PUBLIC COMMENTS – None

OPEN SESSION

CITY COUNCIL

1. Conference with Legal Counsel – Potential Litigation
Significant Exposure to Litigation under Government Code Section
54956.9(d)(4)
One Potential Case
TESTIMONY: None.

Members retired into Closed Session at 5:02 p.m.

CLOSED SESSION

1. Conference with Legal Counsel – Potential Litigation
Significant Exposure to Litigation under Government Code Section
54956.9(d)(4)
One Potential Case

ADJOURNMENT

The next Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City to be held Tuesday, September 19, 2017 at 6:00 p.m. at the Council Chamber, National City, California.

City Clerk

The foregoing minutes were approved at the Regular Meeting of January 16, 2018.

Mayor

The following page(s) contain the backup material for Agenda Item: Warrant Register #21 for the period of 11/15/17 through 11/21/17 in the amount of \$1,895,364.90.
(Finance)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: January 16, 2018

AGENDA ITEM NO.:

ITEM TITLE:

Warrant Register #21 for the period of 11/15/17 through 11/21/17 in the amount of \$1,895,364.90.
(Finance)

PREPARED BY: Karla Apalategui, Accounting Assistant

DEPARTMENT: Finance

PHONE: 619-336-4572

APPROVED BY: _____

EXPLANATION:

Per Government Section Code 37208, attached are the warrants issued for the period of 11/15/17 through 11/21/17.

Consistent with Department of Finance, listed below are all payments above \$50,000.

<u>Vendor</u>	<u>Check/Wire</u>	<u>Amount</u>	<u>Explanation</u>
Health Net Inc	331732	84,378.32	Health Net Ins R1192A Nov 2017
Innovative Construction	331733	85,496.00	18 th St Pedestrian Improv. Project
Kaiser Foundation HP	331735	179,847.01	Kaiser Insurance Active Nov 2017
Project Professionals Corp	331749	107,334.45	Westside Mobility Imp. Project
Public Emp Ret System	11212017	229,291.48	Service Period 10/24/17 – 11/06/17

FINANCIAL STATEMENT:

APPROVED: Mark Ralento **FINANCE**

ACCOUNT NO.

APPROVED: _____ **MIS**

Warrant total \$1,895,364.90.

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: **INTRODUCTION** ☐ **FINAL ADOPTION** ☐

STAFF RECOMMENDATION:

Ratify warrants totaling \$1,895,364.90

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

Warrant Register #21



WARRANT REGISTER #21
11/21/2017

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
AEP CALIFORNIA LLC	BUILD OUT FOR POLICE DODGE DURANGO	331714	11/21/17	2,545.84
AFLAC	AFLAC ACCT BDM36 NOV 2017	331715	11/21/17	760.26
AIR POLLUTION CONTROL DISTRICT	APCD FEES / ENG	331716	11/21/17	748.00
AT&T	AT&T SBC PHONE SERVICE FOR NOVEMBER 2017	331717	11/21/17	60.96
C A P F	FIRE LTD NOVEMBER 2017	331718	11/21/17	931.00
CALIFORNIA LAW ENFORCEMENT	PD LTD NOVEMBER 2017	331719	11/21/17	2,082.50
CASILLAS, MARIE	VIOLATION DISMISSED - NA020003784	331720	11/21/17	35.00
CITY OF SAN DIEGO	SEWER TRANSPORTATION CHARGES	331721	11/21/17	950.66
COUNTY OF SAN DIEGO	COUNTY OF SD SHARE OF PARKING CITATION	331722	11/21/17	10,175.00
COX COMMUNICATIONS	COX DATA SERVICES NOVEMBER 2017	331723	11/21/17	3,532.69
DELTA DENTAL	DENTAL INS PREMIER NOV 2017	331724	11/21/17	15,714.40
DELTA DENTAL INSURANCE CO	PMI DENTAL INS NOVEMBER 2017	331725	11/21/17	2,906.64
ENTERPRISE FLEET MANAGEMENT	OVERPAYMENT - CITATION NA030001896	331726	11/21/17	35.00
FINANCIAL CREDIT NETWORK	COLLECTION FEE PAYMT - AUG & SEP 2017	331727	11/21/17	288.00
FUN EXPRESS LLC	HOLIDAY CRAFTS FOR TOWER OF TERROR	331728	11/21/17	294.00
HEALTH NET	HEALTH FULL NETWORK 57135A NOV 2017	331729	11/21/17	5,760.99
HEALTH NET	HEALTH NET INS N7176F NOV 2017	331730	11/21/17	1,470.86
HEALTH NET	HEALTH NET INS N7177A NOV 2017	331731	11/21/17	1,141.24
HEALTH NET INC	HEALTH NET INS R1192A NOV 2017	331732	11/21/17	84,378.32
INNOVATIVE CONSTRUCTION	18TH ST. PEDESTRIAN IMPROV. PROJECT	331733	11/21/17	85,496.00
JASMUND, D	TRAINING MILEAGE REIMBURSEMENT	331734	11/21/17	66.87
KAISER FOUNDATION HEALTH PLANS	KAISER INSURANCE ACTIVE NOV 2017	331735	11/21/17	179,847.01
KAISER FOUNDATION HEALTH PLANS	KAISER RETIREES INS - COBRA NOV 2017	331736	11/21/17	19,932.42
KAISER FOUNDATION HEALTH PLANS	KAISER RETIREES INS NOV 2017	331737	11/21/17	7,296.40
KAISER FOUNDATION HEALTH PLANS	KAISER HD H S A INS NOV 2017	331738	11/21/17	5,029.04
KONICA MINOLTA	COPIER EQUIPMENT LEASE / NOV 2017	331739	11/21/17	1,531.73
LOPEZ, J	EDUCATION REIMBURSEMENT	331740	11/21/17	1,190.00
MAN K9 INC	K9 TRAINING JULY 2017	331741	11/21/17	4,160.00
MONTIJOS BACKHOE INC	FEE T&A # 99348 REFUND / BUILDING	331742	11/21/17	2,505.30
MULTIQUIP INC	TRASH PUMP-PW	331743	11/21/17	30,896.19
NAPOLEON, TAIMANE K M	LIABILITY CLAIM COST	331744	11/21/17	615.85
NATIONAL CITY CHAMBER	NCCC MEMBERSHIP BREAKFAST / RIOS	331745	11/21/17	15.00
NOWDOCS INTERNATIONAL INC	GREEN VOID BOTTOM CHECKS / FINANCE	331746	11/21/17	365.40
PAVEMENT COATINGS CO	18TH ST BICYCLE ENHANCEMENTS PROJECT	331747	11/21/17	14,044.80
PRO BUILD	MOP 45707 GENERAL SUPPLIES /PW	331748	11/21/17	2,520.80
PROJECT PROFESSIONALS CORP	WESTSIDE MOBILITY IMP. PROJECT	331749	11/21/17	107,334.45
PRUDENTIAL OVERALL SUPPLY	MOP 45742 LAUNDRY/ PW	331750	11/21/17	640.76
RELIANCE STANDARD	VOLUNTARY LIFE INS NOV 2017	331751	11/21/17	3,084.64
ROUSTON, J	MILEAGE TRAINING REIMB CWEA / PW	331752	11/21/17	15.51
SAN DIEGO UNION TRIBUNE	LEGAL NOTICES ADVERTISING	331753	11/21/17	1,908.40
SASI	MONTHLY TRUST ACCOUNTING DEBIT CHGS	331754	11/21/17	385.00
SERRATO & ASSOCIATES	TRAINING TUITION OPIATES AND FENTANYL/ PD	331755	11/21/17	65.00
SITEONE LANDSCAPE SUPPLY LLC	MOP 69277/ SUPPLIES FOR FIRE DEPT	331756	11/21/17	43.56
SMART & FINAL	MOP 45756, FIRE CHARGES	331757	11/21/17	533.01
SMART SOURCE OF CALIFORNIA LLC	MOP 63845 REG ENVELOPES AR - FIN	331758	11/21/17	181.50
SOCAL PPE	REPAIRS TO TURNOUTS FOR FY18.	331759	11/21/17	6,793.50
SOUTHERN CALIF TRUCK STOP	MOP 45758 SUPPLIES / PW	331760	11/21/17	63.31
SPARKLETTES	WATER SERVICES / OCTOBER 2017	331761	11/21/17	5.20
STAPLES BUSINESS ADVANTAGE	MOP 45704 OFF ENGINEERING	331762	11/21/17	219.03
SWANK MOTION PICTURES INC	MOVIE LICENSE AT THE PARK / CSD	331763	11/21/17	1,330.00



WARRANT REGISTER #21
11/21/2017

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
THE ENGRAVING STORE	FLAG BOX ENGRAVING / PD	331764	11/21/17	129.30
THE HOME DEPOT CREDIT SERVICES	PAINT SUPPLIES /NSD	331765	11/21/17	143.77
THE LINCOLN NATIONAL LIFE INS	LIFE & AD&D STD LTD INS NOV 2017	331766	11/21/17	9,901.49
THE SHERWIN WILLIAMS CO	MOP 77816 PAINT SUPPLIES / PW	331767	11/21/17	616.35
THE STAR NEWS PUBLISHING COMP	PUBLIC NOTICES FOR VEHICLE AUCTION 10/2017	331768	11/21/17	222.93
U S BANK	CREDIT CARD CHARGES / FIRE	331769	11/21/17	7,398.86
VALLEY INDUSTRIAL SPECIALTIES	MOP 46453 SUPPLIES / PW	331770	11/21/17	47.99
VERIZON WIRELESS	VERIZON CELLULAR SERVICE OCTOBER 2017	331771	11/21/17	760.72
WALMART	GIFT CARDS FOR SW CALENDAR WINNERS- ENG	331772	11/21/17	500.00
WESTFLEX INDUSTRIAL	MOP 63850 AUTO SUPPLIES / PW	331773	11/21/17	44.66
WILLY'S ELECTRONIC SUPPLY	MOP #45763/ELECTRONIC SUPPLIES/MIS	331774	11/21/17	58.73
WILSON, R	EDUCATION REIMBURSEMENT	331775	11/21/17	79.95
WOODS, J	LICENSE REIMBURSEMENT	331776	11/21/17	73.00
A/P Total				631,904.79

WIRED PAYMENTS

EDD	UNEMPLOYMENT INS 7/01/17 - 9/30/17	35993	11/16/17	1,296.00
PUBLIC EMP RETIREMENT SYSTEM	SERVICE PERIOD 10/24/17 - 11/06/17	11212017	11/21/17	229,291.48

PAYROLL

Pay period	Start Date	End Date	Check Date	
24	11/7/2017	11/20/2017	11/29/2017	1,032,872.63

GRAND TOTAL

\$1,895,364.90

The following page(s) contain the backup material for Agenda Item: Warrant Register #22 for the period of 11/22/17 through 11/28/17 in the amount of \$317,125.23. (Finance)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: January 16, 2018

AGENDA ITEM NO.:

ITEM TITLE:

Warrant Register #22 for the period of 11/22/17 through 11/28/17 in the amount of \$317,125.23.
(Finance)

PREPARED BY: Karla Apalategui, Accounting Assistant

DEPARTMENT: Finance

PHONE: 619-336-4572

APPROVED BY: _____

EXPLANATION:

Per Government Section Code 37208, attached are the warrants issued for the period of 11/22/17 through 11/28/17.

Consistent with Department of Finance, listed below are all payments above \$50,000.

<u>Vendor</u>	<u>Check/Wire</u>	<u>Amount</u>	<u>Explanation</u>
			No Payments Over \$50,000 Processed for This Period

FINANCIAL STATEMENT:

APPROVED: Mark Ralvito **FINANCE**

ACCOUNT NO.

APPROVED: _____ **MIS**

Warrant total \$317,125.23.

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: **INTRODUCTION** ☐ **FINAL ADOPTION** ☐

STAFF RECOMMENDATION:

Ratify warrants totaling \$317,125.23

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

Warrant Register #22



WARRANT REGISTER #22
11/28/2017

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
ABLE PATROL & GUARD	SECURITY GUARD SERVICE FOR FY2018 - LIBRARY	331777	11/28/17	3,313.35
ACCELERATED MODULAR	FIRE STA. 33 PROJECT	331778	11/28/17	5,087.31
AIRGAS WEST	MOP 45714 SAFETY GEAR /PW	331779	11/28/17	323.21
ALDEMCO	FOOD / NUTRITION CENTER	331780	11/28/17	5,406.65
ALL FRESH PRODUCTS	FOOD / NUTRITION CENTER	331781	11/28/17	1,757.84
ALPHA PROJECT FOR THE HOMELESS	ALPHA PROJECT HOMELESS SEP./ NSD	331782	11/28/17	7,140.00
AMAZON	BOOKS / LIBRARY	331783	11/28/17	1,765.44
AMERICAN LIBRARY ASSOC	2017 RUSA ONLINE COURSE / LIBRARY	331784	11/28/17	832.00
ANDERSON, S	TRAINING REIMBURSEMENT HONOR GUARD / PD	331785	11/28/17	239.23
AT&T	AT&T SBC PHONE SERVICE SEPTEMBER 2017	331786	11/28/17	8,839.18
AT&T	AT&T SBC PHONE SERVICE OCTOBER 2017	331787	11/28/17	327.56
AZTEC APPLIANCE	CITY WIDE APPLIANCE PURCHASES	331788	11/28/17	1,126.01
BAKER & TAYLOR	BOOKS / LIBRARY	331789	11/28/17	2,833.78
BEST BEST & KRIEGER ATTNY LAW	LIABILITY CLAIM COST	331790	11/28/17	88.50
BLUE PACIFIC ENGINEERING	LINCOLN ACRES RAISED CROSSWALK PROJECT	331791	11/28/17	43,595.50
BOATMAN, M	TRAINING MILEAGE REIMBURSEMENT / LIBRARY	331792	11/28/17	12.20
BOOT WORLD	MOP 64096 SAFETY GEAR /PW	331793	11/28/17	125.00
BRODART CO	BOOKS / LIBRARY	331794	11/28/17	1,419.14
BSN SPORTS	SOCCER BALLS FOR YOUTH SOCCER TRAINING	331795	11/28/17	297.69
BSN SPORTS	SALES TAX FOR INVOICE 900620805 / CSD	331796	11/28/17	26.04
CALIFORNIA COMMERCIAL SECURITY	MOP 82059 GENERAL SUPPLY / PW	331797	11/28/17	266.81
CALIFORNIA ELECTRIC SUPPLY	MOP 45698 ELECTRIC SUPPLIES / PW	331798	11/28/17	74.69
CDWG	TREND MICRO ENTERPRISE SECURITY SUITE / MIS	331799	11/28/17	12,728.98
CHRISTENSEN & SPATH LLP	LEGAL SERVICES - CAR MAX	331800	11/28/17	5,793.75
CLAIMS MANAGEMENT ASSOCIATES	PROFESSIONAL SERVICES	331801	11/28/17	6,030.00
CLF WAREHOUSE INC	MOP 80331 AUTO SUPPLIES / PW	331802	11/28/17	228.50
COLANTUONO HIGHSMITH	LIABILITY CLAIM COST	331803	11/28/17	218.37
COUNTY OF SAN DIEGO	RECORD DOCUMENTS WITH THE COUNTY OF SD	331804	11/28/17	32.00
COX COMMUNICATIONS	COX DATA SERVICES OCTOBER 2017	331805	11/28/17	3,619.25
CULLIGAN	WATER SOFTENER FOR DISHWASHER & STEAMER	331806	11/28/17	223.50
DANIELS TIRE SERVICE	TIRES FOR CITY FLEET FOR FY 2018	331807	11/28/17	1,939.84
DELL MARKETING L P	DELL PRECISION TOWER 5810	331808	11/28/17	9,759.29
EQUIFAX INFORMATION SVCS	BACKGROUND CHECKS FOR S8 USE	331809	11/28/17	51.56
FERGUSON ENTERPRISES INC	MOP 45723 PLUMBING SUPPLIES/PW	331810	11/28/17	462.87
GEOSYNTEC CONSULTANTS INC	EDUCATION VILLAGE RED. PROJECT	331811	11/28/17	1,812.80
GLOBAL POWER	GENERATOR MAINTENANCE	331812	11/28/17	6,188.53
GOVCONNECTION INC	FUJITSU FI-7600 IMAGE SCANNER / MIS	331813	11/28/17	4,639.51
GRAINGER	FOOSBALL TABLE FOR CASA DE SALUD / CSD	331814	11/28/17	696.00
HUB CONSTRUCTION	STAKECHASER FOR SEWER	331815	11/28/17	90.81
INNOVATIVE CONSTRUCTION	T&A#90272 540 R AVENUE	331816	11/28/17	576.00
KELLETT, D	TRAINING REIMBURSEMENT 24 HOUR PERISHABLE	331817	11/28/17	174.89
KEYSER MARSTON ASSOCIATES INC	CONTRACT WITH KEYSER MARSTON	331818	11/28/17	16,992.67
KLOS, F	TRAINING FIELD EVIDENCE TECH REIMB / KLOS	331819	11/28/17	374.33
KONICA MINOLTA	KONICA MINOLTA COPIER EQUIPMENT LEASE	331820	11/28/17	9,338.35
LASER SAVER INC	MOP #45725/PRINTER TONER/MIS	331821	11/28/17	27.13
LESAR DEVELOPMENT CONSULTANTS	CONSULTANT SERVICES - POLICY RESEARCH	331822	11/28/17	15,000.00
MABPA	MABPA LUNCHEON / NOVEMBER 2017 / MENDIVIL	331823	11/28/17	25.00
MAXILOM, L	REIMBURSEMENT FOR KABOOM PURCHASES / CSD	331824	11/28/17	121.93
METRO FIRE & SAFETY	CITY WIDE ONSITE INSURER	331825	11/28/17	1,468.26
MIDWEST TAPE	AUDIO VISUAL TAPES FOR FY2018 - LIB	331826	11/28/17	2,032.89



WARRANT REGISTER #22
11/28/2017

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
NAN MCKAY AND ASSOCIATES INC	MEMBER/SUBSCRIPTION SVC FOR HOUSING	331827	11/28/17	224.00
NATIONAL CITY TROPHY	MOP66556 OFFICE SUPPLIES /PW	331828	11/28/17	108.69
NBS	NBS GOVT - MILE OF CARS ANNUAL	331829	11/28/17	2,027.48
OLIVER PRODUCTS	PACKAGING MATERIALS /HOME DELIVERED MEALS	331830	11/28/17	226.20
O'REILLY AUTO PARTS	MOP75877 AUTOMOBILE SUPPLIES /PW	331831	11/28/17	36.44
PADRE JANITORIAL SUPPLIES	JANITORIAL SUPPLIES FOR NUTRITION	331832	11/28/17	138.59
PALMA, A	NOTARY SUPPLIES AND FILING/HED	331833	11/28/17	121.88
PARTS AUTHORITY METRO LLC	MOP 75943 AUTOMOBILE SUPPLIES PW	331834	11/28/17	200.06
PAUU, R	TRAINING TUITION 24 HOUR PERISHABLE SKILL	331835	11/28/17	221.96
PENSKE FORD	MOP 49078 AUTO SUPPLIES PW	331836	11/28/17	151.85
PERRY FORD	MOP 45703 AUTOMOBILE SUPPLIES / PW	331837	11/28/17	185.92
PLURALSIGHT LLC	PLURALSIGHT PLUS SUBSCRIPTION / MIS	331838	11/28/17	1,796.40
PROJECT PROFESSIONALS CORP	FIRE STATION 33 SQUAD PROJECT	331839	11/28/17	14,995.78
ROADONE	MOP 75948 AUTO SUPPLIES PW	331840	11/28/17	130.00
SAN DIEGO COUNTY ASSESSOR	COUNTY BUILDING RECORDS/HED	331841	11/28/17	6.00
SAN DIEGO FRICTION PRODUCTS	MOP 80333 AUTO SUPPLIES / PW	331842	11/28/17	358.82
SAN DIEGO GAS & ELECTRIC	GAS & ELECTRIC UTILITIES / NUTRITION	331843	11/28/17	2,057.68
SAN DIEGO MIRAMAR COLLEGE	TRAINING TUITION CPT FIRST AID/ PD	331844	11/28/17	92.00
SAN DIEGO UNION TRIBUNE	PUBLIC NOTICE - UNION TRIBUNE	331845	11/28/17	1,919.60
SDG&E	STREETS DIVISION GAS & ELECTRIC UTILITIES	331846	11/28/17	8,061.41
SEAPORT MEAT COMPANY	FOOD / NUTRITION CENTER	331847	11/28/17	1,396.40
SEGAL, M	TRAINING REIMB 24 HOUR PERISHABLE/PD	331848	11/28/17	101.76
SHINN, S	REIMBURSEMENT FOR TINY TOTS / CSD	331849	11/28/17	40.53
SMART & FINAL	MOP45756 - SUPPLIES FOR LITERACY DEPT	331850	11/28/17	60.92
SMART SOURCE OF CALIFORNIA LLC	MOP 63845 - BUSINESS CARDS	331851	11/28/17	84.83
SOUTH BAY COMMUNITY SERVICES	HOME CONTRACT TBRA II/ HED	331852	11/28/17	25,061.00
STAPLES BUSINESS ADVANTAGE	MOP#45704 OFFICE SUPPLIES - LIBRARY	331853	11/28/17	601.76
STARTECH COMPUTERS	MOP #61744/COMPUTER ACCESSORIES / MIS	331854	11/28/17	1,391.45
SWEETWATER AUTHORITY	WASTEWATER DIVISION WATER BILL FY 2018	331855	11/28/17	287.37
SWRCB	SWRCB REGISTRATION / ENG	331856	11/28/17	484.00
SYSCO SAN DIEGO INC	FOOD / NUTRITION CENTER	331857	11/28/17	5,279.23
THE HOME DEPOT CREDIT SERVICES	/ PWDEWALT 20-VOLT MAX LITHIUM ION CORDLESS	331858	11/28/17	537.67
THE SHERWIN WILLIAMS CO	MOP # 77816. PAINT SUPPLIES/ NSD	331859	11/28/17	117.09
TOPECO PRODUCTS	MOP 63849 AUTO SUPPLIES / PW	331860	11/28/17	378.94
U S BANK	CREDIT CARD EXPENSES / CSD	331861	11/28/17	1,530.95
VALLEY INDUSTRIAL SPECIALTIES	MOP 46453 ELECTRIC SUPPLIES PW	331862	11/28/17	109.31
VERIZON WIRELESS	VERIZON CELLULAR SERVICE SEPTEMBER 2017	331863	11/28/17	760.66
VISTA PAINT	MO P 68834 PAINTING SUPPLIES PW	331864	11/28/17	690.87
VORTEX INDUSTRIES INC	CITY WIDE ON SITE SERVICE & REPAIRS / PW	331865	11/28/17	21,256.40
WAXIE SANITARY SUPPLY	MISCELLANEOUS JANITORIAL SUPPLIES / PW	331866	11/28/17	2,115.87
WESTFLEX INDUSTRIAL	MOP 63850 PLUMBING SUPPLIES / PW	331867	11/28/17	279.07
WILLY'S ELECTRONIC SUPPLY	CBTF 27U SERVER RACK	331868	11/28/17	1,067.37
FEDEX	FEDEX SHIPMENT / LIBRARY	331869	11/28/17	271.48
JOHNSON EQUIPMENT COMPANY	COMMAND VEHICLE SPECIFICATIONS	331870	11/28/17	32,325.40

A/P Total 314,835.23

WIRED PAYMENTS

DEEPNET SECURITY	DEEPNET SUPPORT RENEWAL	73098	11/22/17	2,290.00
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WARRANT REGISTER #22
11/28/2017

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
GRAND TOTAL				<u>\$ 317,125.23</u>

The following page(s) contain the backup material for Agenda Item: Warrant Register #23 for the period of 11/29/17 through 12/05/17 in the amount of \$1,895,364.90.
(Finance)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: January 16, 2018

AGENDA ITEM NO.:

ITEM TITLE:

Warrant Register #23 for the period of 11/29/17 through 12/05/17 in the amount of \$4,226,710.79.
(Finance)

PREPARED BY: Karla Apalategui, Accounting Assistant

DEPARTMENT: Finance

PHONE: 619-336-4572

APPROVED BY: _____

EXPLANATION:

Per Government Section Code 37208, attached are the warrants issued for the period of 11/29/17 through 12/05/17.

Consistent with Department of Finance, listed below are all payments above \$50,000.

<u>Vendor</u>	<u>Check/Wire</u>	<u>Amount</u>	<u>Explanation</u>
Dick Miller Inc	331891	217,009.96	Plaza Blvd. Widening "N" Ave Pjct
Palm Engineering	331907	388,237.51	Westside Mobility Imp. Project
Project Professionals Corp	331910	152,294.23	Westside Mobility Imp. Project
City of San Diego	73134	1,230,416.00	Sewerage System 2 nd Qtr 10/01/17 – 12/31/2017

FINANCIAL STATEMENT:

APPROVED: Mark Ralvito **FINANCE**

ACCOUNT NO.

APPROVED: _____ **MIS**

Warrant total \$4,226,710.79.

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: **INTRODUCTION** ☐ **FINAL ADOPTION** ☐

STAFF RECOMMENDATION:

Ratify warrants totaling \$4,226,710.79

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

Warrant Register #23



WARRANT REGISTER #23
12/5/2017

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
HAYS, K	DIRECT DEPOSIT RETURNED / ACCOUNT CLOSED	331871	12/5/17	600.00
MCDANIEL, P	RETIREE HEALTH BENEFITS / DEC 2017	331872	12/5/17	580.00
WILLY BIETAK PRODUCTIONS INC	ICE RINK / CSD	331873	12/5/17	11,500.00
ACME SAFETY & SUPPLY CORP	SUPPLIES FOR EL TOYON SCHOOL ZONE- PW	331874	12/5/17	232.94
ARJIS	FY 18 CONTRIBUTION FOR GRAFFITI TRACKER	331875	12/5/17	1,292.22
ATKINS NORTH AMERICA INC	ALLEY DESIGN PROJECT	331876	12/5/17	566.03
CALIFORNIA AIR COMPRESSOR CO	AUTOMOBILE SUPPLIES PW	331877	12/5/17	120.67
CALIFORNIA ASSOCIATION OF CODE	MEMBERSHIP RENEWAL/HOUSING/IBARRA	331878	12/5/17	95.00
CALIFORNIA DIESEL COMPLIANCE	DPF SERVICE CLEAN ONLY	331879	12/5/17	295.00
CASTILLO, DANIEL	DJ FOR A KIMBALL HOLIDAY 2 DAY EVENT / CSD	331880	12/5/17	1,950.00
CERTIFIED AIR CONDITIONING	HVAC SERVICES CITYWIDE / PW	331881	12/5/17	7,425.94
CHELIUS, A	TRAINING REIMBURSEMENT FTO / PD	331882	12/5/17	81.78
CIRCULATE SAN DIEGO	ACTIVE TRANSPORTATION PLANNING	331883	12/5/17	969.52
COMMERCIAL AQUATIC SERVICE INC	CHEMICAL SUPPLIES / PW	331884	12/5/17	3,589.73
COUNTYWIDE MECHANICAL	HVAC PREVENTATIVE MAINTENANCE / ENG	331885	12/5/17	48,976.00
DALEY & HEFT LLP	LIABILITY CLAIM COST	331886	12/5/17	6,287.30
DALEY & HEFT LLP	LIABILITY CLAIM COST	331887	12/5/17	3,799.76
DALEY & HEFT LLP	LIABILITY CLAIM COST	331888	12/5/17	1,067.50
DANIELS TIRE SERVICE	MO P76986 TIRES PW	331889	12/5/17	163.71
DATA TICKET INC	TICKET APPEALS JUNE 2017 / NSD	331890	12/5/17	1,753.40
DICK MILLER INC	PLAZA BLVD. WIDENING "N" AVE. PROJECT	331891	12/5/17	217,009.96
EXOS COMMUNITY SERVICES LLC	PROFESSIONAL SVCS/PROGRAM MANAGE / CSD	331892	12/5/17	37,343.94
EXOS COMMUNITY SERVICES LLC	PROFESSIONAL SVCS/PROGRAM MANAGE / CSD	331893	12/5/17	2,810.26
FAMILY HEALTH CENTERS	T&A#90232 FAMILY HEALTH CENTER	331894	12/5/17	37,658.48
GENERATIONS CONSTRUCTION LLC	T&A#90061 PARADISE VILLAGE M.	331895	12/5/17	1,307.21
HUERTA JR, R	TRAINING MILEAGE REIMBURSEMENT / ENG	331896	12/5/17	54.03
JASMUND, D	TRAINING MILEAGE REIMBURSEMENT / ENG	331897	12/5/17	10.16
KTUA	GRANGER HALL PROJECT	331898	12/5/17	7,550.00
KWN REAL ESTATE INC	T&A#90197 1638 L AVENUE	331899	12/5/17	100.00
LOPEZ, J	MILEAGE REIMBURSEMENT / ENG	331900	12/5/17	10.12
MAINTEX INC	CITY WIDE JANITORIAL SUPPLIES / PW	331901	12/5/17	855.09
MALLORY SAFETY & SUPPLY LLC	DRIVER GLOVE, LEATHER GLOVE / FIRE	331902	12/5/17	831.42
NATIONAL CITY TROPHY	MOP 66556 OFFICE SUPPLIES/ENGINEERING	331903	12/5/17	38.82
NV5 INC	SEWER RATE STUDY	331904	12/5/17	5,099.00
O'REILLY AUTO PARTS	MO P75877 AUTO SUPPLIES PW	331905	12/5/17	216.46
ORTIZ, MARIO	REFUND / CITATION OVERPAYMENT	331906	12/5/17	80.00
PALM ENGINEERING	WESTSIDE MOBILITY IMP. PROJECT	331907	12/5/17	388,237.51
PENSKE FORD	R&M CITY VEHICLES FOR FY 2018	331908	12/5/17	526.00
POWERSTRIDE BATTERY CO INC	BATTERIES FOR FIRE VEHICLE	331909	12/5/17	1,308.13
PROJECT PROFESSIONALS CORP	WESTSIDE MOBILITY IMP. PROJECTS	331910	12/5/17	152,294.23
PRUDENTIAL OVERALL SUPPLY	MOP# 45742. LAUNDRY SVC/NSD	331911	12/5/17	81.33
RANDALL LAMB ASSOCIATES INC	ECM COMMISSIONING PROJECT	331912	12/5/17	6,175.00
REGENA P HEINRICH	T&A#90253 1011 R AVENUE	331913	12/5/17	33.24
RELY ENVIRONMENTAL	HAZARDOUS WASTE PICKUP / ENG	331914	12/5/17	4,802.84
ROJAS JIMENEZ, FABIO	AUDIO MANAGEMENT FOR A KIMBALL HOLIDAY	331915	12/5/17	685.00
S D COUNTY VECTOR CNTRL PROGRAM	MOSQUITO & VECTOR D. CONTROL	331916	12/5/17	730.74
SAN DIEGO BEACH RIDES	BOB SLEIGH RENTAL FOR A KIMBALL HOLIDAY	331917	12/5/17	850.00
SAN DIEGO COUNTY ASSESSOR	COUNTY RECORDS / NSD	331918	12/5/17	18.00
SCST INC	PED.& BIKE ENH	331919	12/5/17	12,091.50
SDG&E	FACILITIES DIV	331920	12/5/17	47,368.53



WARRANT REGISTER #23
12/5/2017

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
SITEONE LANDSCAPE SUPPLY LLC	MOP69277 LANDSCAPE SUPPLIES PW	331921	12/5/17	495.95
SOUTH BAY WINDOW & GLASS CO	CITY WIDE AUTOMATIC DOOR REPAIRS	331922	12/5/17	1,906.39
SOUTHWEST SIGNAL SERVICE	TRAFFIC SIGNAL MAINTENANCE / PW	331923	12/5/17	13,142.59
STAPLES BUSINESS ADVANTAGE	MOP# 45704. OFFICE SUPPLIES/NSD	331924	12/5/17	217.37
STAPLES BUSINESS ADVANTAGE	MOP #450704 OFFICE SUPPLIES / RISK	331925	12/5/17	24.61
STC TRAFFIC INC	KIMBALL PARK PROJECT	331926	12/5/17	39,602.50
SUPERIOR READY MIX CONCRETE LP	SUPPLIES FOR CROSS GUTTER - PW	331927	12/5/17	931.30
SWEETWATER AUTHORITY	FACILITIES DIVISION WATER BILL FY 2018	331928	12/5/17	16,727.24
THE HOME DEPOT CREDIT SERVICES	TOOL SUPPLIES FOR PARKS DIVISION	331929	12/5/17	525.12
THE SHERWIN WILLIAMS CO	MOP# 77816. PAINT SUPPLIES/ NSD	331930	12/5/17	37.18
TODD PIPE & SUPPLY LLC	CITY WIDE PLUMBING MATERIALS & PARTS / PW	331931	12/5/17	104.68
VALLEY INDUSTRIAL SPECIALTIES	M OP 46453 ELECTRIC SUPPLIES PW	331932	12/5/17	87.62
ACEDO, I	RETIREE HEALTH BENEFIT / DECEMBER	331933	12/5/17	160.00
ANDERSON, E	RETIREE HEALTH BENEFIT / DECEMBER	331934	12/5/17	110.00
BEARD, P	RETIREE HEALTH BENEFIT / DECEMBER	331937	12/5/17	70.00
BECK, L	RETIREE HEALTH BENEFIT / DECEMBER	331938	12/5/17	140.00
BISHOP, R	RETIREE HEALTH BENEFIT / DECEMBER	331939	12/5/17	110.00
BOEGLER, C	RETIREE HEALTH BENEFIT / DECEMBER	331940	12/5/17	260.00
BULL, P	RETIREE HEALTH BENEFIT / DECEMBER	331941	12/5/17	580.00
CARRILLO, R	RETIREE HEALTH BENEFIT / DECEMBER	331942	12/5/17	290.00
COLE, L	RETIREE HEALTH BENEFIT / DECEMBER	331943	12/5/17	165.00
COLLINSON, C	RETIREE HEALTH BENEFIT / DECEMBER	331944	12/5/17	420.00
CONDON, D	RETIREE HEALTH BENEFIT / DECEMBER	331945	12/5/17	280.00
CORPUZ, T	RETIREE HEALTH BENEFIT / DECEMBER	331946	12/5/17	140.00
DANESHFAR, Z	RETIREE HEALTH BENEFIT / DECEMBER	331947	12/5/17	250.00
DESROCHERS, P	RETIREE HEALTH BENEFIT / DECEMBER	331948	12/5/17	110.00
DI CERCHIO, A	RETIREE HEALTH BENEFIT / DECEMBER	331949	12/5/17	70.00
DIAZ, M	RETIREE HEALTH BENEFIT / DECEMBER	331950	12/5/17	680.00
DILLARD, S	RETIREE HEALTH BENEFIT / DECEMBER	331951	12/5/17	480.00
DREDGE, J	RETIREE HEALTH BENEFIT / DECEMBER	331952	12/5/17	250.00
EISER III, G	RETIREE HEALTH BENEFIT / DECEMBER	331953	12/5/17	250.00
FABINSKI, D	RETIREE HEALTH BENEFIT / DECEMBER	331954	12/5/17	220.00
FIFIELD, K	RETIREE HEALTH BENEFIT / DECEMBER	331955	12/5/17	540.00
GELSKEY, K	RETIREE HEALTH BENEFIT / DECEMBER	331956	12/5/17	115.00
GIBBS JR, R	RETIREE HEALTH BENEFIT / DECEMBER	331957	12/5/17	120.00
GISH, J	RETIREE HEALTH BENEFIT / DECEMBER	331958	12/5/17	290.00
GONZALES, M	RETIREE HEALTH BENEFIT / DECEMBER	331959	12/5/17	480.00
HANSON, E	RETIREE HEALTH BENEFIT / DECEMBER	331960	12/5/17	135.00
HARLAN, M	RETIREE HEALTH BENEFIT / DECEMBER	331961	12/5/17	500.00
HAUG, S	RETIREE HEALTH BENEFIT / DECEMBER	331962	12/5/17	120.00
HERNANDEZ, R	RETIREE HEALTH BENEFIT / DECEMBER	331963	12/5/17	400.00
HODGES, B	RETIREE HEALTH BENEFIT / DECEMBER	331964	12/5/17	200.00
HONDO, E	RETIREE HEALTH BENEFIT / DECEMBER	331965	12/5/17	110.00
IBARRA, J	RETIREE HEALTH BENEFIT / DECEMBER	331966	12/5/17	780.00
JAMES, R	RETIREE HEALTH BENEFIT / DECEMBER	331967	12/5/17	140.00
JUNIEL, R	RETIREE HEALTH BENEFIT / DECEMBER	331968	12/5/17	50.00
KIMBLE, R	RETIREE HEALTH BENEFIT / DECEMBER	331969	12/5/17	300.00
LANDA, A	RETIREE HEALTH BENEFIT / DECEMBER	331970	12/5/17	155.00
LIMFUECO, M	RETIREE HEALTH BENEFIT / DECEMBER	331971	12/5/17	160.00
MATIENZO, M	RETIREE HEALTH BENEFIT / DECEMBER	331972	12/5/17	100.00



WARRANT REGISTER #23
12/5/2017

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
MC CABE, T	RETIREE HEALTH BENEFIT / DECEMBER	331973	12/5/17	280.00
MEDINA, R	RETIREE HEALTH BENEFIT / DECEMBER	331974	12/5/17	105.00
MINER, D	RETIREE HEALTH BENEFIT / DECEMBER	331975	12/5/17	580.00
MYERS, B	RETIREE HEALTH BENEFIT / DECEMBER	331976	12/5/17	140.00
OLIVARES, G	RETIREE HEALTH BENEFIT / DECEMBER	331978	12/5/17	280.00
PAUU JR, P	RETIREE HEALTH BENEFIT / DECEMBER	331979	12/5/17	340.00
PEASE JR, D	RETIREE HEALTH BENEFIT / DECEMBER	331980	12/5/17	140.00
PETERS, S	RETIREE HEALTH BENEFIT / DECEMBER	331981	12/5/17	290.00
POST, R	RETIREE HEALTH BENEFIT / DECEMBER	331982	12/5/17	280.00
RAY, S	RETIREE HEALTH BENEFIT / DECEMBER	331983	12/5/17	190.00
ROARK, L	RETIREE HEALTH BENEFIT / DECEMBER	331984	12/5/17	135.00
RUIZ, J	RETIREE HEALTH BENEFIT / DECEMBER	331985	12/5/17	310.00
SANCHEZ, L	RETIREE HEALTH BENEFIT / DECEMBER	331986	12/5/17	330.00
SERVATIUS, J	RETIREE HEALTH BENEFIT / DECEMBER	331987	12/5/17	340.00
SHORT, C	RETIREE HEALTH BENEFIT / DECEMBER	331988	12/5/17	300.00
SMITH, J	RETIREE HEALTH BENEFIT / DECEMBER	331989	12/5/17	320.00
STEWART, W	RETIREE HEALTH BENEFIT / DECEMBER	331990	12/5/17	200.00
STRASEN, W	RETIREE HEALTH BENEFIT / DECEMBER	331991	12/5/17	135.00
TIPTON, B	RETIREE HEALTH BENEFIT / DECEMBER	331992	12/5/17	250.00
VERRY, L	RETIREE HEALTH BENEFIT / DECEMBER	331993	12/5/17	280.00
VILLAGOMEZ, J	RETIREE HEALTH BENEFIT / DECEMBER	331994	12/5/17	480.00
WHITE, J	RETIREE HEALTH BENEFIT / DECEMBER	331995	12/5/17	230.00
DIAMOND ENVIRONMENTAL SVCS	ONE 2-BASIN HAND WASH SINK / CSD	331996	12/5/17	737.99
ROYAL ENTERTAINERS	KIMBALL HOLIDAY EVENT / CSD	331997	12/5/17	500.00
SUPER BIRTHDAY INC	MINI EXPRESS TRAIN / CSD	331998	12/5/17	2,125.00

A/P Total 1,110,354.04

WIRED PAYMENTS

CITY OF SAN DIEGO	SEWERAGE SYSTEM 2ND QTR 10/01/17 - 12/31/17	73134	11/29/17	1,230,416.00
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SECTION 8 HAPS

Start Date	End Date	
11/29/2017	12/5/2017	887,641.26

PAYROLL

Pay period	Start Date	End Date	Check Date	
25	11/21/2017	12/4/2017	12/13/2017	998,299.49

GRAND TOTAL

\$4,226,710.79

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City accepting and authorizing the Mayor to sign an Encroachment Permit Agreement with KD 31ST, LLC, to construct five bio-filtration planters within public right-of-way for the future Mariner's Landi

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: January 16, 2018

AGENDA ITEM NO.

ITEM TITLE:

Resolution of the City Council of the City of National City accepting and authorizing the Mayor to sign an Encroachment Permit Agreement with KD 31ST, LLC, to construct five bio-filtration planters within public right-of-way for the future Mariner's Landing Apartment Building located on East 31st Street (APN 562-252-09 thru 562-252-12).

PREPARED BY: Carla Hutchinson, Assistant Engineer - Civil

DEPARTMENT: Engineering/Public Works

PHONE: 619-336-4388

APPROVED BY: _____

EXPLANATION:

See attached.



FINANCIAL STATEMENT:

ACCOUNT NO.

N/A

APPROVED: _____ **Finance**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: **INTRODUCTION:** ☐ **FINAL ADOPTION:** ☐

STAFF RECOMMENDATION:

Adopt Resolution accepting the Encroachment Permit Agreement with KD 31ST, LLC, for the construction of five bio-filtration planters for the future Mariner's Landing Apartment Building located on East 31st Street (APN 562-252-09 thru 562-252-12).

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Explanation
2. Encroachment Permit Agreement
3. Resolution

EXPLANATION

KD 31ST, LLC has proposed a 61-unit multifamily apartment building to be constructed on Lots 1 through 10 and 11 through 20 of Copeland's Subdivision, according to Map No. 978 recorded in the Office of the County Recorder on March 19, 1906, Assessor Parcel Numbers 562-252-09 thru 562-252-12.

The grading plans have been submitted and are under review. During this review, staff recommended to direct drainage through the North area of the property with proper water treatment.

The project has proposed to construct five bio-retention planters for water treatment in public right-of-way, on East 31st Street. In order to construct the bio-retention planters, an encroachment agreement is necessary.

KD 31ST, LLC is requesting that the City approve and the Mayor sign the agreement.

**ENCROACHMENT PERMIT AND AGREEMENT
(Commercial)**

The City Of National City hereby grants an Encroachment Permit to the undersigned,
KD 31ST, LLC (hereinafter referred to as "OWNER"), in accordance with and pursuant to
 the terms and conditions set forth in Chapter 13.12 of the National City Municipal Code.

OWNER is the owner of that certain real property described in the attached Exhibit "A", or is an owner of personal property that is proposed to be installed in the public right-of-way or other public property of the City of National City, County of San Diego, State of California. The OWNER, in consideration of this grant of permission by the City of National City (hereinafter referred to as "CITY") to install and maintain certain personal property or a building, facility, or other structure (hereafter designated from time to time as an "encroachment") within or upon a CITY easement, property, or right-of-way for the use and benefit of OWNER'S property and adjacent lands, now covenants and agrees as follows:

The site of installation and any description of OWNER'S encroachment is described in Exhibit "B", attached.

The terms and conditions under which the encroachment is to be installed and maintained are as follows:

1. Upon notification in writing by the City Engineer, the above described encroachment shall be abandoned, removed, or relocated by OWNER at the owner's sole expense.
2. The said encroachment shall be maintained in a safe and sanitary condition at all times at the sole cost, risk, and responsibility of OWNER and any successor in interest, who shall hold CITY harmless with respect thereto.
3. This Permit and Agreement, when made for the direct benefit of OWNER's land or property described above, and the covenants herein contained shall run with said land and shall be binding on the assigns and successors of OWNER. Should OWNER or its successors fail to remove or relocate the encroachment herein permitted within thirty (30) days after notice of removal or relocation from the CITY, CITY may cause such removal or relocation to be done at OWNER's sole cost and expense, which shall be a lien upon said land. A copy of this Encroachment Agreement shall be recorded against any real property of the owner's that is hereby benefited by the encroachment. Upon request by CITY, PERMITTEE shall record this Encroachment Agreement with the County of San Diego, County Recorder's Office, and upon recordation shall return the original to the CITY.
4. OWNER shall indemnify, defend, and hold harmless CITY and its officers, agents, and employees from all liability, loss, costs, claims, demands, suits, and defense costs, including attorneys' fees, arising out of Owner's entry upon and use of City's easement or right-of-way for the installation, maintenance, and use of the owner's encroachment.
5. OWNER and each successor in interest or assign shall take out and maintain, during the time the encroachment remains on CITY's easement or right-of-way, commercial general liability insurance with minimum limits of One Million Dollars (\$1,000,000.00) combined single limit per occurrence, covering all bodily and property damage arising out of this Encroachment Agreement.

This policy shall name CITY and its officers, agents, and employees as additional insured, and shall constitute primary insurance as to CITY and its officers, agents, and employees, so that any other policies held by CITY shall not contribute to any loss under said insurance. Said policy shall

provide for thirty (30) days prior written notice to CITY of cancellation or material change. Prior to commencement of this Encroachment Agreement, OWNER shall furnish CITY a certificate of insurance with original endorsements evidencing the coverage required by this section. Should owner fail to do so, City may elect to obtain such coverage at OWNER'S expense or immediately terminate this Agreement.

6. The full terms and conditions under which this Encroachment Permit is issued are further set forth in Chapter 13.12 of the National City Municipal Code, which terms OWNER hereby specifically acknowledges and agrees to. Owner also acknowledges that those terms and conditions include, without limitation, the following:

a. The City reserves the right to charge the Owner "fair and reasonable" compensation for the use of CITY property retroactive to the date of construction or installation of the encroachment.

b. The CITY can require the removal, relocation, or undergrounding of the encroachment when deemed necessary and feasible by and in the sole discretion of the City Engineer at owner's expense.

7. This encroachment Permit is not valid and confers no rights to install and maintain an encroachment until it is accepted by the Owner.

DATED:

CITY OF NATIONAL CITY

PERMITTEE:

Ron Morrison, Mayor

KD 31ST, LLC

Entity/Company

Signature

Joshua Santa, Managing Member

Name & Title

**ATTACH NOTARY CERTIFICATION FOR THE NAME OF PERMITTEE SHOWN ABOVE.
USE CALIFORNIA ALL PURPOSE ACKNOWLEDGEMENT NOTARY ONLY.**

PERMITTEE/APPLICANT INFORMATION:

JOSHUA SANTA
Person in Responsible Charge

888 954 7326
24/7 Phone Number

KD 31ST, LLC
Firm Name

Mailing Address:

10625 Scripps Ranch Blvd.
Suite F

San Diego, CA 92131

**PLAT SHOWING LOCATION OF STRUCTURES, EASEMENT, OR RIGHT-OF-WAY, AND
SEWER AND/OR DRAINAGE FACILITIES: SEE EXHIBIT "B", ATTACHED**

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

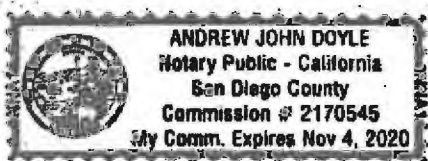
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
 County of SAN DIEGO)
 On DECEMBER 4th, 2017, before me, Andrew John Doyle, Notary Public,
 Date Here Insert Name and Title of the Officer
 personally appeared Joshua Santa
 Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature [Signature]
 Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: ENCROACHMENT PERMIT Document Date: NA
 Number of Pages: 2 Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator
☐ Other: _____
 Signer Is Representing: _____

Signer's Name: _____
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator
☐ Other: _____
 Signer Is Representing: _____

EXHIBIT 'A'

OWNER:

KD 31ST, LLC
10625 SCRIPPS RANCH BLVD., STE. F
SAN DIEGO, CA 92131
(888) 954-7326

SITE ADDRESS:

E. 31ST STREET
NATIONAL CITY, CA 91950

APN:

562-252-09
562-252-10
562-252-11
562-252-12

ENCROACHMENT LEGAL DESCRIPTION:

A 10.00 FEET WIDE STRIP OF LAND LYING WITHIN EAST 31ST STREET IN THE CITY OF NATIONAL CITY, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF PARCEL 3 ACCORDING TO PARCEL MAP NO. 14997 RECORDED OCTOBER 15, 1987 IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, STATE OF CALIFORNIA, BEING A POINT IN THE SOUTHERLY RIGHT OF WAY OF "EAST 31ST STREET"; THENCE ALONG SAID RIGHT OF WAY NORTH 72°40'57" EAST 60.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID RIGHT OF WAY NORTH 72°40'57" EAST 100.00 FEET; THENCE LEAVING SAID RIGHT OF WAY AND PERPENDICULAR TO THE LAST DESCRIBED COURSE NORTH 17°19'03" WEST 10.00 FEET TO A LINE PARALLEL WITH AND 10.00 FEET NORTHWESTERLY OF SAID RIGHT OF WAY; THENCE ALONG SAID PARALLEL SOUTH 72°40'57" WEST 100.00 FEET; THENCE SOUTH 17°19'03" EAST 10.00 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING 1000.00 SQUARE FEET, MORE OR LESS.

EXHIBIT 'B'

LEGEND:

PROPERTY LINE/
PUBLIC ROW

OWNER/DEVELOPER:

KD 31ST, LLC
10625 SCRIPPS RANCH BLVD., STE. F
SAN DIEGO, CA 92131
(888) 954-7326

SITE ADDRESS:

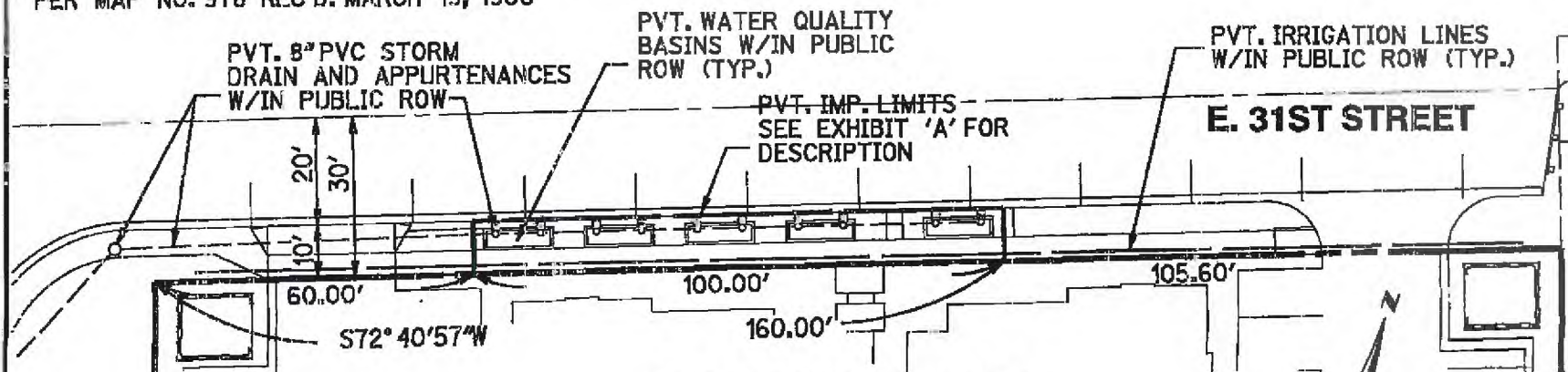
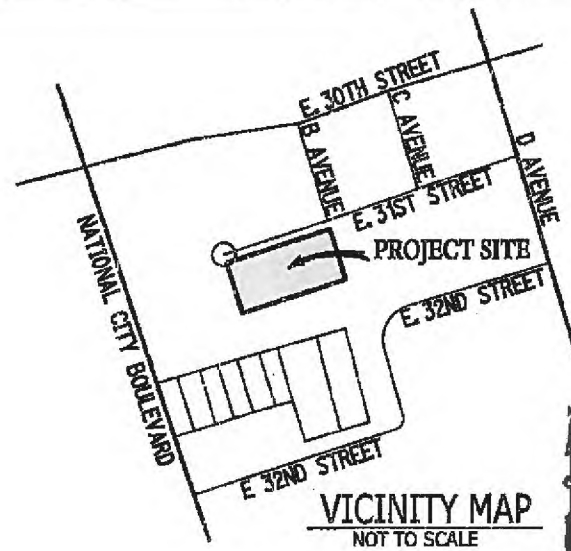
E. 31ST STREET
NATIONAL CITY, CA 91950

APN:

562-252-09 THRU
562-252-12

BRIEF LEGAL DESCRIPTION:

A PORTION OF LOTS 1 THROUGH 10 AND
11 THROUGH 20 OF COPELAND'S SUBDIVISION
PER MAP NO. 378 REC'D. MARCH 19, 1906

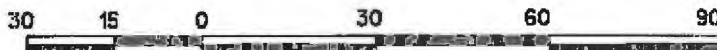


SEE DRAWING NUMBER 11503-D
FOR GRADING AND IMPROVEMENTS
IN THIS AREA

APN 562-252-09 THRU 12



5620 FRIARS ROAD
SAN DIEGO, CA 92110
619-291-0707
(FAX) 619-291-4165



GRAPHIC SCALE 1" = 30'

Client#: 1684028

303KIREBU

ACORD™

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

12/01/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER BB&T-John Burnham Ins Services 750 B Street Suite 2400 San Diego, CA 92101 619 231-1010	CONTACT NAME: Carla Lintner PHONE (A/C, No, Ext): 619 231-1010 FAX (A/C, No): 6192369134 E-MAIL ADDRESS:														
INSURED KirE Builders Inc., KD Sheryl Lane LLC, KD 12TH LLC, KD 31ST, LLC 10625 Scripps Ranch Blvd., Suite F San Diego, CA 92131	<table border="1"> <thead> <tr> <th>INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> </thead> <tbody> <tr> <td>INSURER A: Kinsale Insurance Company</td> <td>38920</td> </tr> <tr> <td>INSURER B: Everest National Insurance Co</td> <td>10120</td> </tr> <tr> <td>INSURER C: Ohio Casualty Insurance Company</td> <td>24074</td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> </tr> </tbody> </table>	INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A: Kinsale Insurance Company	38920	INSURER B: Everest National Insurance Co	10120	INSURER C: Ohio Casualty Insurance Company	24074	INSURER D:		INSURER E:		INSURER F:	
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INSURER D:															
INSURER E:															
INSURER F:															

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR	POLICY NO	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:		01000057526	03/15/2017	03/15/2018	EACH OCCURRENCE \$3,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$100,000 MED EXP (Any one person) \$5,000 PERSONAL & ADV INJURY \$3,000,000 GENERAL AGGREGATE \$3,000,000 PRODUCTS - COMP/OP AGG \$3,000,000 \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS					COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y/N (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below					PER STATUTE <input type="checkbox"/> CTH-PR <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)


Certificate is subject to policy limits, conditions and exclusions.

RE: KD31st LLC Mariners Landing Project Encroachment Permit

The City of National City, its elected officials, officers, agents and employees are Named as an Additional Insured (GI) per the captioned operations of the Named Insured.

CERTIFICATE HOLDER

CANCELLATION

City of National City C/O Risk Manager 1243 National City Blvd. National City, CA 91950	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
--	--

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ACORD 25 (2014/01) 1 of 1
 #S19104056/M18917444

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FJG

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**ADDITIONAL INSURED - STATE OR GOVERNMENTAL
AGENCY OR SUBDIVISION OR POLITICAL
SUBDIVISION - PERMITS OR AUTHORIZATIONS**

Attached To and Forming Part of Policy
0100005752-6

Effective Date of Endorsement
10/10/2017 12:01AM at the Named Insured
address shown on the Declarations

Named Insured
KIR Builders Inc., KD Sheryl Lane LLC,
KD 12TH LLC, KD31st LLC

Additional Premium:
\$0

Return Premium:
\$0

Policy Change Number: 4

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

State or Governmental Agency or Subdivision or Political Subdivision:

The City of National City, its elected officials, officers, agents and employees.

Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

Section II – Who Is An Insured is amended to include as an insured any state or governmental agency or subdivision or political subdivision shown in the Schedule, subject to the following provisions:

1. This insurance applies only with respect to operations performed by you or on your behalf for which the state or governmental agency or subdivision or political subdivision has issued a permit or authorization.

2. This insurance does not apply to:

- a. "Bodily Injury", "property damage" or "personal and advertising injury" arising out of operations performed for the federal government, state or municipality; or
- b. "Bodily Injury" or "property damage" included within the "products-completed operations hazard".

ALL OTHER TERMS AND CONDITIONS OF THE POLICY REMAIN UNCHANGED.

CA Surplus Lines Tax & Fee Breakdown

Premium:	\$ _____
Company Fee:	\$ _____
Inspection Fee:	\$ _____
3% State Tax:	\$ _____
.200% Stamping Fee:	\$ _____

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City authorizing the amendment of City Council Policy # 802, “City Support for Special Events, Activities, Programs and Services,” to require documentation, including receipts, for allowable incurred

CITY OF NATIONAL CITY, CALIFORNIA

COUNCIL AGENDA STATEMENT

MEETING DATE: January 16, 2018

AGENDA ITEM NO.:

ITEM TITLE:

Resolution of the City Council of the City of National City authorizing the amendment of City Council Policy # 802, "City Support for Special Events, Activities, Programs and Services," 1) adding the requirement that documentation, including receipts, be provided for allowable incurred expenses related to a special event, program, service, or activity receiving funding support from the City; 2) adding clarifying language regarding deposits remitted in relation to special events of a commercial nature; and 3) correcting typographical errors.

PREPARED BY: Mark Roberts, Director of Finance

PHONE: 619-336-4330

DEPARTMENT: Finance

APPROVED BY: Mark Roberts

EXPLANATION:

See attached explanation.

FINANCIAL STATEMENT:

ACCOUNT NO.
NA

APPROVED: Mark Roberts **FINANCE**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review. [or similar]

ORDINANCE: INTRODUCTION ☐ FINAL ADOPTION ☐

STAFF RECOMMENDATION:

Adopt the resolution, authorizing the amendment of City Council Policy # 802, "City Support for Special Events, Activities, Programs and Services," 1) adding the requirement that documentation, including receipts, be provided for allowable incurred expenses related to a special event, program, service, or activity receiving funding support from the City; 2) adding clarifying language regarding deposits remitted in relation to special events of a commercial nature; and 3) correcting typographical errors.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

1. Explanation
2. City Council Policy # 802, "City Support for Special Events, Activities, Programs and Services"

Attachment

Resolution of the City Council of the City of National City authorizing the amendment of City Council Policy # 802, "City Support for Special Events, Activities, Programs and Services," 1) adding the requirement that documentation, including receipts, be provided for allowable incurred expenses related to a special event, program, service, or activity receiving funding support from the City; 2) adding clarifying language regarding deposits remitted in relation to special events of a commercial nature; and 3) correcting typographical errors.

January 16, 2018

Explanation

At its regular scheduled meeting of September 19, 2017, the City Council discussed documentation provided by organizations for funding received from the City for programs, services, and activities and directed staff to bring forward Council Policy # 802, "City Support for Special Events, Activities, Programs and Services," for discussion.

At its regular scheduled meeting of November 15, 2016, the City Council gave direction to staff to bring back policy language intended to create accountability in such cases where the City Council provides funding to an outside group or individual for the performance of a program, service, or activity other than a special event or capital project. Having reviewed existing City Council policies, staff determined amendment of City Council Policy # 802 ("the Policy") was the most appropriate manner by which to provide for such accountability and proposed the following language, which was approved by the Council at its regular scheduled meeting of January 17, 2017:

"To the extent economic conditions and the City's resources allow, one-time funding support may be authorized in support of a program, service or activity, other than a special event, when found by the City Council to be of benefit to the community or the City.

- a. Requests must include a specific purpose for the funding (i.e. to pay, in whole or in part, for the purchase or rental of specific supplies or equipment).
- b. Payments will be processed by the Department of Finance upon receipt of documentation of allowable incurred expenses, in a format prescribed by the Director of Finance."

As currently written, the Policy is not applicable to ongoing programs, services, or activities. Therefore, an organization receiving funding for such programs, services, or activities is not bound by the requirement to provide documentation of expenses. The expense documentation requirement also does not apply to events co-sponsored by the City.

At its regular scheduled meeting of December 5, 2017, the City Council gave direction to staff to bring back policy language requiring that an individual or organization receiving funding support from the City for a special event, program, service, or activity provide documentation of allowable incurred expenses in relation to the special event, program, service, or activity, including receipts.

Attachment

Resolution of the City Council of the City of National City authorizing the amendment of City Council Policy # 802, "City Support for Special Events, Activities, Programs and Services," 1) adding the requirement that documentation, including receipts, be provided for allowable incurred expenses related to a special event, program, service, or activity receiving funding support from the City; 2) adding clarifying language regarding deposits remitted in relation to special events of a commercial nature; and 3) correcting typographical errors.

January 16, 2018

In addition to preparing the directed amendment(s), staff reviewed the Policy for other amendments necessary or possible to improve its clarity and/or readability.

With this item, staff recommends amendment of City Council Policy # 802, "City Support for Special Events, Activities, Programs and Services," 1) adding the requirement that documentation, including receipts, be provided for allowable incurred expenses related to a special event, program, service, or activity receiving funding support from the City; 2) adding clarifying language regarding deposits remitted in relation to special events of a commercial nature; and 3) correcting typographical errors.

CITY COUNCIL POLICY

CITY OF NATIONAL CITY

TITLE: City Support for Special Events, Activities, Programs and Services POLICY 802	
ADOPTED: October 3, 2006	AMENDED: January 17, 2017

BACKGROUND:

The Council recognizes that special events are a lifestyle that defines National City's history and makes our City unique. However, City Council is also concerned with the increasing cost of City support of special events, examples of which are concerts, festivals, parades and sporting events which take place at City parks and facilities or in City streets and rights-of-way. The Council notes that City support of special events, be it police traffic service, fire standby service or other support, is not specifically budgeted and is provided through reductions in the level of service for budgeted programs.

DEFINITIONS:

1. "SPECIAL EVENT" as defined in Municipal Code Section 15.60.005 means any organized activity conducted for a common or collective purpose, use or benefit which involves the utilization of, or has an impact upon, public property or facilities and the need for providing municipal and public safety services in response to the event.

Examples of Special Events include, but are not limited to:

- a. Parades
 - b. Public concerts and other community cultural events
 - c. Demonstrations
 - d. Circuses
 - e. Fairs and festivals
 - f. Community or neighborhood block parties and street dances
 - g. Mass participation sports (marathons, bicycles races and tours)
 - h. Film making activities
 - i. Public speaker events
2. "CITY SUPPORT" means any City services required to maintain minimal interference and inconvenience to the general public resulting from a Special Event.

City Support includes, but is not limited to:

- a. Special Event permit processing
- b. Police services
- c. Sanitation and cleanup
- d. Maintaining access for emergency vehicles and provision of medical care
- e. Street closures
- f. Use of City Stage, PA equipment and/or Information Trailer

TITLE: City Support for Special Events, Activities, Programs and Services POLICY 802	
ADOPTED: October 3, 2006	AMENDED: January 17, 2017

City Support does not include internal security, crowd control and other services considered the responsibility of the Special Event Sponsor.

3. "NON PROFIT" means a non-profit tax exempt organization (501(c)(3)) that is exempted from payment of income taxes by federal or state law and which has been in existence for a minimum of six (6) months preceding the date of application for a special event.
4. "PUBLIC FACILITY" means any property, building, or public access (street, park, theater, etc.) that lies within the City and which is owned or operated by the City for public benefit or usage.
5. "EVENT ORGANIZER" means any person, group, or corporation assuming responsibility for planning, promoting, and carrying out a Special Event.
6. "CITY MANAGER" means the City Manager or designee.
7. "CITY CO-SPONSORED EVENT" is defined as an annual event that occurs within the boundaries of National City. The co-sponsoring agency must be a National City non-profit or branch thereof and the event must benefit National City and its residents. Applications must be submitted as a special event application to the Neighborhood Services Department, deadlines are noted annually. The current City co-sponsorship events list (Attachment A) are considered grandfathered and will not need to apply annually for approval.
8. "CITY SPONSORED EVENT" is defined as an annual community-wide event that is planned and managed by one or more City departments. The current City sponsored events list (Attachment "B") are considered grandfathered and will not need to apply annually for approval. These events will not require a secondary City Council approval through the TUP or Special Event process. City Staff will process event applications and City Council will be updated of these events annually and or on a quarterly basis.

PURPOSE:

It is the purpose of this policy to provide guidelines for the support of special events, consistent with the least possible disruption to normal City services.

POLICY:

A. Co-Sponsored Events

It is the policy of the City Council that:

1. To the extent that economic conditions and the City's resources allow, the City manager upon City Council notification, may provide reasonable City support of up to \$1,200 per event day to non-profit special events that benefit National City residents, are held wholly within City limits, and which are listed in Attachment A and are considered to be City co-sponsored annual events.
2. Any new non-profit applicant (not on Attachment A) requesting co-sponsorship must apply to be considered for the City co-sponsored event list which will be reviewed annually by the 802 policy committee. The 802 policy committee will recommend changes to the co-sponsored event list only when required on an annual basis (per Section 7 of Definitions- page 2). As a City co-sponsored event, organizations shall prominently place the City's logo in all advertising materials promoting the event and provide space for the City to set up an information booth, per the City Council's discretion.
3. Any new Special Event or TUP applicant not currently on the approved co-sponsored list and requesting fee waivers, may only be considered to have fees waived up to the minimum level of \$1000 per event day. Attachments "A" and "B" are the current list of approved co-sponsored and sponsored events respectively. Any new events considering co-sponsorship must apply through the annual process.

B. Sponsored Events

It is the policy of the City Council that to the extent economic conditions and the City's resource allow, National City will sponsor and provide community-wide annual events which are listed in Attachment B. Event fees that are incurred by City departments will be charged against an account designed for that purpose. The City Manager shall notify the City Council of upcoming events on a quarterly basis.

C. Other Events, Activities, Programs and Services

It is the policy of the City Council that:

1. To the extent that economic conditions and the City's resources allow, the City Manager may provide City support for a special event conducted by a non-profit organization. City support would be limited to a waiver of permit processing fees and the event must benefit National City residents. Examples include an event where there is insufficient time for Council approval, such as in the event of a catastrophe or an emergency situation. The City Manager shall notify the City Council of any such support on a monthly basis.
2. The City Manager shall charge City costs for any special event of a commercial nature; also, the City Manager shall require organizers of commercial special

events to pay the City a negotiated percentage of gross revenues of a flat fee. Such revenues will be deposited into the City's General Fund.

3. Proceeds from a special event of a commercial nature that benefits a local non-profit organization, shall show proof of donation within 10 business days. Such proof shall be submitted to the City's Finance Department (Revenue & Recovery). Failure to provide proof of donation will result in loss of deposit and may jeopardize future use of City facilities.
4. To the extent economic conditions and the City's resources allow, one-time funding support may be authorized in support of a program, service or activity, other than a special event, when found by the City Council to be of benefit to the community or the City.
 - a. Requests must include a specific purpose for the funding (i.e. to pay, in whole or in part, for the purchase or rental of specific supplies or equipment).
 - b. Payments will be processed by the Department of Finance upon receipt of documentation of allowable incurred expenses, in a format prescribed by the Director of Finance.

D. El Toyon Park

The use of El Toyon Park for special events is prohibited.

E. Use of Mobile Stage

The mobile stage shall be used only on City parklands, and/or other public property within the limits of National City. Regular use that is approved annually includes starred events on Attachments "A" and "B". Any events outside this purview and requesting use of the City stage must apply through the special event process. The USER of the stage shall be responsible for any damage to the unit resulting from carelessness or misuse.

RELATED POLICY REFERENCES:

City Council Policy # 704 – Limitation on City Approved Special Events within the City

City Council Policy # 801 – Field and Facility Rules and Regulations

TITLE: City Support for Special Events, Activities, Programs and Services **POLICY 802**

ADOPTED: October 3, 2006

AMENDED: January 17, 2017

ATTACHMENT 'A'
NATIONAL CITY CO-SPONSORED EVENTS

<u>Event Title</u>	<u>Organizer</u>	<u>Timing</u>
Sweetwater Kiwanis Carnival	Sweetwater Kiwanis Club	March
Granger Jr. High Cultural Fair*	Granger Jr. High	Spring
Job Fair	N.C. Chamber of Commerce	Spring
July 4 th Carnival*	National City Host Lions Club	July
Mabuhay Festival	Mabuhay Festival	June
Auto Heritage Days*	N.C. Chamber of Commerce	August
Relay for Life*	American Cancer Society	August
Salute to Navy	N.C. Chamber of Commerce	October
Maytime Band Review	Maytime Band Association	October
Sweetwater High Homecoming	Sweetwater High School	Fall
Community Concert Band Series (up to 4 concerts annually/per year)	N.C. Community Concert Band	Quarterly
Spirit of the Holidays	N.C. College Campus Lions	December
Christmas in July Clean-Ups	Christmas in July	Various

**Indicates use of City Mobile Stage*

Note: Co-sponsored events that reoccur on the same date, or weekend, each year will maintain "first rights" to their date if the special event permit application is received within five months of the recurring event date. After the five-month application deadline, other interested parties will be able to apply. Events scheduled on recurring weekends (such as the 1st, 2nd, 3rd, 4th, or 5th weekend of a month) will be defined by the first date of the event is open to the public.

TITLE: City Support for Special Events, Activities, Programs and Services **POLICY 802**

ADOPTED: October 3, 2006

AMENDED: January 17, 2017

ATTACHMENT 'B'
NATIONAL CITY SPONSORED EVENTS

<u>Event Title</u>	<u>Organizer</u>	<u>Timing</u>
Movies in the Park	Community Services	Summer
Miss. National City Pageant*	Community Services	July
National Night Out	Police, Community Services, FFA	August
9/11 Remembrance Ceremony	Fire	September
State of the City	Mayor's Office	Fall
Tower of Terror*	Fire, Community Services	October
Veteran's Day	Community Services	November
Christmas Tree Lighting	Community Services	December
Community Service Day	Community Services	April
National City Public Safety Fair	Police, Fire	April

**Indicates use of City Mobile Stage*

CITY COUNCIL POLICY

CITY OF NATIONAL CITY

TITLE: City Support for Special Events, Activities, Programs and Services **POLICY 802**

ADOPTED: October 3, 2006
~~2017~~2018

AMENDED: January ~~17~~16,

BACKGROUND:

The Council recognizes that special events are a lifestyle that defines National City's history and makes our City unique. However, City Council is also concerned with the increasing cost of City support of special events, examples of which are concerts, festivals, parades and sporting events which take place at City parks and facilities or in City streets and rights-of-way. The Council notes that City support of special events, be it police traffic service, fire standby service or other support, is not specifically budgeted and is provided through reductions in the level of service for budgeted programs.

DEFINITIONS:

1. "SPECIAL EVENT" as defined in Municipal Code Section 15.60.005 means any organized activity conducted for a common or collective purpose, use or benefit which involves the utilization of, or has an impact upon, public property or facilities and the need for providing municipal and public safety services in response to the event.

Examples of Special Events include, but are not limited to:

- a. Parades
 - b. Public concerts and other community cultural events
 - c. Demonstrations
 - d. Circuses
 - e. Fairs and festivals
 - f. Community or neighborhood block parties and street dances
 - g. Mass participation sports (marathons, bicycles races and tours)
 - h. Film making activities
 - i. Public speaker events
2. "CITY SUPPORT" means any City services required to maintain minimal interference and inconvenience to the general public resulting from a Special Event.

City Support includes, but is not limited to:

- a. Special Event permit processing
- b. Police services
- c. Sanitation and cleanup
- d. Maintaining access for emergency vehicles and provision of medical care
- e. Street closures
- f. Use of City Stage, PA equipment and/or Information Trailer

TITLE: City Support for Special Events, Activities, Programs and Services POLICY 802	
ADOPTED: October 3, 2006 2017 <u>2018</u>	AMENDED: January 17 <u>16</u> ,

City Support does not include internal security, crowd control and other services considered the responsibility of the Special Event Sponsor.

3. "NON PROFIT" means a non-profit tax exempt organization (501(c)(3)) that is exempted from payment of income taxes by federal or state law and which has been in existence for a minimum of six (6) months preceding the date of application for a special event.
4. "PUBLIC FACILITY" means any property, building, or public access (street, park, theater, etc.) that lies within the City and which is owned or operated by the City for public benefit or usage.
5. "EVENT ORGANIZER" means any person, group, or corporation assuming responsibility for planning, promoting, and carrying out a Special Event.
6. "CITY MANAGER" means the City Manager or designee.
7. "CITY CO-SPONSORED EVENT" is defined as an annual event that occurs within the boundaries of National City. The co-sponsoring agency must be a National City non-profit or branch thereof and the event must benefit National City and its residents. Applications must be submitted as a special event application to the Neighborhood Services Department, deadlines are noted annually. The current City co-sponsorship events list (Attachment "A") are considered grandfathered and will not need to apply annually for approval.
8. "CITY SPONSORED EVENT" is defined as an annual community-wide event that is planned and managed by one or more City departments. The current City sponsored events list (Attachment "B") are considered grandfathered and will not need to apply annually for approval. These events will not require a secondary City Council approval through the TUP or Special Event process. City Staff will process event applications and City Council will be updated of these events annually and or on a quarterly basis.

PURPOSE:

It is the purpose of this policy to provide guidelines for the support of special events, consistent with the least possible disruption to normal City services.

POLICY:

A. Co-Sponsored Events

It is the policy of the City Council that:

TITLE: City Support for Special Events, Activities, Programs and Services POLICY 802	
ADOPTED: October 3, 2006 <u>2017</u> <u>2018</u>	AMENDED: January 17 <u>16</u> ,

1. To the extent that economic conditions and the City's resources allow, the City manager upon City Council notification, may provide reasonable City support of up to \$1,200 per event day to non-profit special events that benefit National City residents, are held wholly within City limits, and which are listed in Attachment "A" and are considered to be City co-sponsored annual events.
2. Any new non-profit applicant (not on Attachment "A") requesting co-sponsorship must apply to be considered for the City co-sponsored event list which will be reviewed annually by the 802 policy committee. The 802 policy committee will recommend changes to the co-sponsored event list only when required on an annual basis (per Section 7 of Definitions- page 2). As a City co-sponsored event, organizations shall prominently place the City's logo in all advertising materials promoting the event and provide space for the City to set up an information booth, per the City Council's discretion.
3. Any new Special Event or TUP applicant not currently on the approved co-sponsored list and requesting fee waivers, may only be considered to have fees waived up to the minimum level of \$1,000 per event day. Attachments "A" and "B" are the current list of approved co-sponsored and sponsored events respectively. Any new events considering co-sponsorship must apply through the annual process.

B. Sponsored Events

It is the policy of the City Council that to the extent economic conditions and the City's resource allow, National City will sponsor and provide community-wide annual events which are listed in Attachment "B". Event fees that are incurred by City departments will be charged against an account designed for that purpose. The City Manager shall notify the City Council of upcoming events on a quarterly basis.

C. Other Events, Activities, Programs and Services

It is the policy of the City Council that:

1. To the extent that economic conditions and the City's resources allow, the City Manager may provide City support for a special event conducted by a non-profit organization. City support would be limited to a waiver of permit processing fees and the event must benefit National City residents. Examples include an event where there is insufficient time for Council approval, such as in the event of a catastrophe or an emergency situation. The City Manager shall notify the City Council of any such support on a monthly basis.

TITLE: City Support for Special Events, Activities, Programs and Services **POLICY 802**

ADOPTED: October 3, 2006
20172018

AMENDED: January ~~17~~16,

2. The City Manager shall charge City costs for any special event of a commercial nature; also, the City Manager shall require organizers of commercial special events to pay the City a negotiated percentage of gross revenues ~~of or~~ a flat fee. Such revenues will be deposited into the City's General Fund.
3. Proceeds from a special event of a commercial nature that benefits a local non-profit organization, shall show proof of donation within 10 business days. Such proof shall be submitted to the City's ~~Finance~~ Department of Finance (Revenue & Recovery). Failure to provide proof of donation will result in loss of any deposit remitted and may jeopardize future use of City facilities.
4. To the extent economic conditions and the City's resources allow, ~~one-time~~ funding support may be authorized in support of a program, service or activity, other than a special event, when found by the City Council to be of benefit to the community or the City.
 - a. Requests must include a specific purpose for the funding (i.e., to pay, in whole or in part, for the purchase or rental of specific supplies or equipment).
 - b. ~~Payments will be processed by the Department of Finance upon receipt of documentation of allowable incurred expenses, in a format prescribed by the Director of Finance.~~

D. Documentation of Expenses

A report detailing allowable incurred expenses must be submitted to the Department of Finance, in a format prescribed by the Director of Finance, for a special event, program, service, or activity receiving funding support from the City. The report must be accompanied by documentation, including receipts for all purchases.

This requirement shall not apply to programs, services, or activities for which the City is under written contractual agreement. Any such requirement shall be dictated by the terms of said agreement.

Failure of an organization or individual to provide a proper report and documentation of allowable incurred expenses may result in denial of future funding support requests.

D.E. El Toyon Park

The use of El Toyon Park for special events is prohibited.

E.F. Use of Mobile Stage

TITLE: City Support for Special Events, Activities, Programs and Services **POLICY 802**

ADOPTED: October 3, 2006
20172018

AMENDED: January ~~17~~16,

The mobile stage shall be used only on City parklands, and/or other public property within the limits of National City. Regular use that is approved annually includes starred events on Attachments “A” and “B.” Any events outside this purview and requesting use of the City stage must apply through the special event process. The USER of the stage shall be responsible for any damage to the unit resulting from carelessness or misuse.

RELATED POLICY REFERENCES:

City Council Policy # 704 – Limitation on City Approved Special Events within the City

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DRAFT

TITLE: City Support for Special Events, Activities, Programs and Services **POLICY 802**

ADOPTED: October 3, 2006
20172018

AMENDED: January ~~17~~16,

ATTACHMENT “A”
NATIONAL CITY CO-SPONSORED EVENTS

<u>Event Title</u>	<u>Organizer</u>	<u>Timing</u>
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Granger Jr. High Cultural Fair*	Granger Jr. High	Spring
Job Fair	N.C. Chamber of Commerce	Spring
July 4 th Carnival*	National City Host Lions Club	July
Mabuhay Festival	Mabuhay Festival	June
Auto Heritage Days*	N.C. Chamber of Commerce	August
Relay for Life*	American Cancer Society	August
Salute to Navy	N.C. Chamber of Commerce	October
Maytime Band Review	Maytime Band Association	October
Sweetwater High Homecoming	Sweetwater High School	Fall
Community Concert Band Series (up to 4 concerts annually/per year)	N.C. Community Concert Band	Quarterly
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Christmas in July Clean-Ups	Christmas in July	Various

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~~2017~~2018

AMENDED: January ~~17~~16,

ATTACHMENT “B”
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Movies in the Park	Community Services	Summer
Miss. National City Pageant*	Community Services	July
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CITY COUNCIL POLICY

CITY OF NATIONAL CITY

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ADOPTED: October 3, 2006

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ADOPTED: October 3, 2006	AMENDED: January 16, 2018

RELATED POLICY REFERENCES:

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FINAL

ATTACHMENT “A”
NATIONAL CITY CO-SPONSORED EVENTS

<u>Event Title</u>	<u>Organizer</u>	<u>Timing</u>
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TITLE: City Support for Special Events, Activities, Programs and Services **POLICY 802**

ADOPTED: October 3, 2006

AMENDED: January 16, 2018

ATTACHMENT “B”
NATIONAL CITY SPONSORED EVENTS

<u>Event Title</u>	<u>Organizer</u>	<u>Timing</u>
Movies in the Park	Community Services	Summer
Miss. National City Pageant*	Community Services	July
National Night Out	Police, Community Services, FFA	August
9/11 Remembrance Ceremony	Fire	September
State of the City	Mayor’s Office	Fall
Tower of Terror*	Fire, Community Services	October
Veteran’s Day	Community Services	November
Christmas Tree Lighting	Community Services	December
Community Service Day	Community Services	April
National City Public Safety Fair	Police, Fire	April

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The following page(s) contain the backup material for Agenda Item: Scheduling of City Council workshops related to the discussion and preparation of the City of National City's annual budget for Fiscal Year 2019.

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: January 16, 2018

AGENDA ITEM NO.:

ITEM TITLE:

Scheduling of City Council workshops related to the discussion and preparation of the City of National City's annual budget for Fiscal Year 2019.

PREPARED BY: Mark Roberts, Director of Finance

PHONE: 619-336-4330

DEPARTMENT: Finance

APPROVED BY: Mark Roberts

EXPLANATION:

The City of National City operates on a fiscal year calendar of July 1st through June 30th of the following year. The process of developing the City's annual budget includes a series of events over a five to six month period, including departmental budget reviews and appropriation requests, financial review and analysis by the Department of Finance, and City Council workshops. Pursuant to Section 2.55.040 of National City Municipal Code, the City Council must adopt the budget for the ensuing fiscal year by June 30th of each year.

The fiscal year 2019 budget schedule includes a City Council workshop scheduled for February 6, 2018 at 4 pm to discuss the City Council's budgetary priorities. In addition, two workshops have been tentatively scheduled for May 8 and May 29, 2018, each at 4 pm, for presentation and discussion of the preliminary budget. The latter meeting date may not be needed but is placed on the calendar as a contingency. Budget adoption is tentatively scheduled for June 5, 2018.

With this item, staff seeks approval of these tentative budget workshop and adoption dates. In the alternative, if the dates are not agreeable to the majority of the City Council, direction on alternative dates is sought.

FINANCIAL STATEMENT:

ACCOUNT NO.
NA

APPROVED: Mark Roberts **FINANCE**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: INTRODUCTION ☐ FINAL ADOPTION ☐

STAFF RECOMMENDATION:

Approve staff's recommended budget workshop and adoption dates.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

Budget Schedule - Fiscal Year 2019



BUDGET SCHEDULE - FISCAL YEAR 2019

DATE & TIME	DESCRIPTION
Tuesday, Jan. 16th	Request direction from City Council for budget workshop and budget adoption dates. (A200 deadline - Jan. 3rd)
Tuesday, Feb. 6th 4 PM	City Council budget priorities. (A200 deadline - Jan. 24th)
Tuesday, May 8th 5 PM	TENTATIVE Budget Workshop / Preliminary Budget Presentation (A200 deadline - Apr. 25th) TENTATIVE
Tuesday, May 29nd 5 PM	TENTATIVE Budget Workshop (A200 deadline - May 16th) TENTATIVE
Tuesday, Jun. 5th 6 PM	TENTATIVE Budget Hearing / Adoption of Budget. (A200 deadline - May 23rd) TENTATIVE

The following page(s) contain the backup material for Agenda Item: Negotiation of a Master License to locate “small cell” wireless facilities on City-owned utility poles.
(Engineering/Public Works)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: January 16, 2018

AGENDA ITEM NO.

ITEM TITLE:

Negotiation of a Master License to locate "small cell" wireless facilities on City-owned utility poles

PREPARED BY: Roberto M. Contreras, Deputy City Attorney
Stephen Manganiello, City Engineer

DEPARTMENT: Engineering/Public Works &
City Attorney's Office

PHONE: (619) 336-4220 / (619) 336-4382

APPROVED BY:



EXPLANATION:

See attached staff report.

FINANCIAL STATEMENT:

APPROVED: _____ **Finance**

ACCOUNT NO.

APPROVED: _____ **MIS**

Each wireless provider that signs the City's Master License would pay the City a negotiated price for each "small cell" wireless facility located on a City-owned utility pole.

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: INTRODUCTION: ☐

FINAL ADOPTION: ☐

STAFF RECOMMENDATION:

Direct the City Manager, or designee, to negotiate with wireless providers the terms of a Master License to locate "small cell" wireless facilities on City-owned utility poles.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

Staff Report

City of National City Staff Report

1. Introduction

Section 18.30.220 ("Telecommunications facilities") of the City of National City's (the "City") Municipal Code regulates the placement and use of wireless telecommunications facilities and antenna installation within the City. Several wireless providers have expressed interest in locating "small cell" wireless facilities on City-owned utility poles. In order to preserve the City's maximum regulatory authority, the City Manager seeks authorization and direction to negotiate with wireless providers the terms of a Master License to locate "small cell" wireless facilities on City-owned utility poles.

Changes in federal and state law have significantly affected the City's authority to regulate such wireless facilities. These changes include stricter timeframes and limitations on application reviews, new regulatory classifications for colocations and modifications to existing facilities and even automatic approvals under certain circumstances.

More preemptive changes are on the horizon. Rulemaking proceedings at the Federal Communications Commission ("FCC") have proposed to revisit essentially all the existing federal rules with an eye to streamline and accelerate wireless deployments. Closer to home, SB 649 (Hueso) was recently vetoed by Governor Brown. Had it been enacted, Cities would have been required to process specified "small cells" through a ministerial process and to make space on municipal property available to site operators on regulated rates, terms and conditions.

2. Legal and Regulatory Background

2.1. The Communications Act

In 1996, Congress adopted the Telecommunications Act to, among many other things, ~~preserve state and local land-use authority and at the same time encourage and facilitate~~ personal wireless service facilities deployments. Local governments retain all their traditional authority except that local regulations cannot (1) prohibit or effectively prohibit personal wireless services; (2) unreasonably discriminate among functionally equivalent services; or (3) regulate based on environmental impacts from radiofrequency ("RF") emissions. In addition, local decisions must be made within a reasonable time and any denial requires a written decision based on substantial evidence in the written record.

2.2. California State Law

State law further limits local authority over all wireless facilities regardless of the proposed location and grants special rights to applicants that propose facilities in the public rights-of-way. For example, certain telephone corporations that are registered with the CPUC are granted a limited right to use the public rights-of-way to the extent necessary to provide services to the public in a manner that does not "incommode" the public use of

the rights-of-way.¹ This right to use the public rights-of-way is subject to local governments' reasonable time, place and manner regulations.² Both federal and state courts hold that California preserves local authority to regulate against both physical obstructions and aesthetic impacts.³ More recently, however, the California Court of Appeals construed "reasonable time, place and manner" regulations to apply (1) more narrowly to construction and maintenance activities and (2) equally to all utilities that access the rights-of-way regardless of purpose.⁴

2.3. National City Municipal Code

In 2012, the City Council adopted NCMC Section 18.30.220, which requires a conditional use permit for all commercial telecommunication facilities. Section 18.30.220 includes application procedures and requirements, design standards, and other requirements for applicants to follow.

3. Federal Regulatory Changes on the Horizon

The City faces several sea-changes in federal wireless deployment regulations that would likely impact the City's ability to control the location or design of wireless facilities, and require the City to process applications faster than reasonably achievable under the City's conditional use permit process. On April 20, 2017, the FCC took two significant steps to further preempt state and local authority over wireless and wireline telecommunication facilities. First, the FCC adopted a Notice of Proposed Rulemaking ("NPRM") and Notice of Inquiry ("NOI") into wireless siting policies (the "Wireless NPRM/NOI"). In addition, the FCC adopted an NPRM and NOI into wireline policies (the "Wireline NPRM/NOI"). These separate but interconnected documents collectively represent a top-down reevaluation of all the FCC's rules and regulations for wireless and wireline facilities.

4. Conclusion and Recommendation

Staff believes that negotiation of a Master License to locate "small cell" wireless facilities on City-owned utility poles would preserve the City's discretionary authority to the maximum extent permitted by law and allow the City to respond more quickly to future state or federal preemption. Accordingly, staff recommends that the City Council authorize and direct the City Manager, or designee, to negotiate such Master License with wireless providers.

¹ See CAL. PUB. UTILS. CODE § 7901.

² See CAL. PUB. UTILS. CODE § 7901.1.

³ See *Sprint PCS Assets LLC v. City of Palos Verdes*, 583 F.3d 716, 725 (9th Cir. 2009) (holding that localities may regulate wireless facility aesthetics in the public rights-of-way); *T-Mobile West LLC v. City and County of San Francisco*, Case No. A144252, slip op. at 22, 25 (Cal. Ct. App. 2016) (following *City of Palos Verdes* and rejecting facial challenge to an ordinance that required a discretionary review for wireless sites in the public rights-of-way).

⁴ See *T-Mobile v. City and County of San Francisco*, Case No. A144252, slip op. at 24-25 (Cal. Ct. App. 2016).